

For a Listing of Upcoming Board Meetings See Page vi of this Table of Contents
Santa Monica-Malibu Unified School District
Board of Education Meeting
MINUTES

April 23, 2009

A regular meeting of the Santa Monica-Malibu Unified School District Board of Education was held on **Thursday, April 23, 2009**, in the **District Administrative Offices**: 1651 16th Street, Santa Monica, CA. The Board of Education called the meeting to order at 4:17 p.m. in the Board Conference Room at the District Offices: 1651 16th Street, Santa Monica, CA. At 4:18 p.m., the Board of Education moved to Closed Session regarding the items listed below. The public meeting reconvened at 5:37 p.m. in the Board Room.

I. CALL TO ORDER

- A. Roll Call
- B. Pledge of Allegiance

II. PUBLIC COMMENTS FOR CLOSED SESSION ITEMS ONLY

III. CLOSED SESSION (80):

- Conference with Superintendent regarding 2008-2009 Strategies for Negotiations with S.E.I.U. pursuant to GC §54957.6 as cited in the Brown Act. (15)
- Conference with Superintendent regarding 2008-2009 Strategies for Negotiations with S.M.M.C.T.A. pursuant to GC §54957.6 as cited in the Brown Act. (15)
- Closed session with legal counsel concerning anticipated litigation pursuant to GC §54956.9 as cited in the Brown Act (2 cases). (20)
- Closed Session, Superintendent's performance evaluation pursuant to GC §54954.5 as cited in the Brown Act. (20)
- Pupil hearing pursuant to EC §48918 (c) as cited in the Brown Act (*No. A.19*) (10)

IV. BOARD OF EDUCATION – COMMENDATIONS / RECOGNITIONS (20)

- 2009 Prudential Spirit of Community Awards in California, Distinguished Finalist – Sun Kim (Santa Monica High School student) (10) – *this item did not occur*

5:40 pm

- John Adams Middle School (10)

Principal Martha Shaw reported on JAMS's focus on student achievement. The presentation can be found under Attachments at the end of these minutes.

Mr. Snell asked how students have responded to response to Read 180. Ms. Shaw answered that students enjoy it, especially the technology component and the subject of the reading materials. Mr. Allen inquired about the STEM program, specifically articulation with feeder schools and transition to the high school. Ms. Shaw replied that Will Rogers is working very hard on this. She added that science is a great vehicle for learning, especially for students learning English because of the hands-on nature of the field. She commented that it would be great to expand the program, maybe find a corporate sponsor, partner with SMC, bring professionals from the community to the classroom as guest lecturers, integrate more engineering principles, and integrate science into other subject areas. Ms. Leon-Vazquez asked who would be coordinating the science magnet program next year. Ms. Shaw explained that Dan Brown would be the new science department chair. Mr.

de la Torre asked of those students who are not scoring proficient, how many partake in the intervention programs. Ms. Shaw summarized many of the intervention programs in place at JAMS, including the school-wide Sustained Silent Reading, a tutoring lab, and eighth grade teachers who are available to help students during lunch.

JAMS student Sarah Singer, who received an award for a poem she wrote for African-American History Month, read her poem for the board members. As part of her award, she was able to meet Los Angeles Mayor Villaraigosa.

V. APPROVAL OF THE AGENDA

6:13 pm

It was moved by Ms. Leon-Vazquez, seconded by Mr. de la Torre, and voted 6/0 (Dr. Escarce was absent) to approve the agenda with the Addendum.

VI. APPROVAL OF MINUTES

A.01 Approval of Minutes1

VII. CONSENT CALENDAR (5)

6:14 pm

Consent agenda items are considered routine, as agreed by the President, Vice President and Superintendent, requiring no discussion, and are normally all approved at one time by the Board of Education. However, members of the Board of Education, staff, or the public may request an item be removed from the consent agenda for clarification and/or discussion. Consideration will occur during Section XI (Major Items).

Curriculum and Instruction

A.02 Approval of Independent Contractors.....2
 A.03 Overnight Field Trip(s) – 2008-2009.....3
 A.04 Head Start – 2009-10 Cost of Living Adjustment and Quality Improvement.....4
 A.05 Increase Funding from Los Angeles County Office of Education for the
 Head Start Program for Fiscal Year 2008-095
 A.06 Approval of Special Education Contracts – 2008-2009 6-9

Business and Fiscal

A.07 Award of Purchase Orders – 2008-2009..... 10-10d
 A.08 Acceptance of Work Completed by Jenn Matt Amendment for Organ
 Chamber Modification and Installation – Bid #9.0711
 A.09 Amendment to Contract for Districtwide Lead Paint Stabilization – Matrix
 Environmental – Bid #9.08 – Deductive Change Order #112
 A.10 Acceptance of Work Completed by Matrix Environmental for Districtwide
 Lead Paint Stabilization – Bid #9.0813

Measure “BB”

A.11 Contract Amendment #4 for Increased Architectural Services for Parking Lot
 Construction Administration – John Adams Middle School – Killefer
 Flammang Architects – Measure BB 14-15
 A.12 Contract Amendment #8 for Increased Scope – Architectural Services for
 Separate Interim Housing Package – John Adams Middle School –
 Osborn/Koning Eizenberg – Measure BB 16-17b
 A.13 Contract Amendment #2 for Hazardous Materials Investigation and Reports
 Services, As Required – ATC Associates – RFQ #9.05 – Measure BB18
 A.14 Contract Amendment #8 for CEQA Environmental Documents, Additional
 Environmental Analysis for EIR – Malibu Middle and High School
 Campus Improvements Project – PBS&J – Measure BB 19-20

Personnel

A.15 Certificated Personnel – Elections, Separations 21-24
A.16 Special Service Employees25
A.17 Classified Personnel – Merit..... 26-27

General

A.18 Adopt Board of Education Meeting Schedule – 2009-2010..... 28-29
A.19 Expulsion of Student (B/D 10-14-92).....30

VIII. PUBLIC COMMENTS

Public Comments is the time when members of the audience may address the Board of Education on items not scheduled on the meeting’s agenda. All speakers are limited to three (3) minutes. When there are a large number of speakers, the Board may reduce the allotted time to two (2) minutes per speaker. The Brown Act (Government Code) states that Board members may not engage in discussion of issues raised during “VIII. Public Comments” except to ask clarifying questions, make a brief announcement, make a brief report on his or her own activities, or to refer the matter to staff. This Public Comment section is limited to 20 minutes. If the number of persons wishing to address the Board of Education exceeds the time limit, additional time will be provided in Section **XVI. CONTINUATION OF PUBLIC COMMENTS.**

6:16 pm

- *Anette Bolan, from Santa Monica High School, addressed the board regarding classified positions.*

IX. COMMUNICATIONS (29)

The Communications section provides an opportunity for the Board of Education to hear reports from the individuals or Committee representative listed below. All reports are limited to 5 minutes or less. However, if more time is necessary, or if a report will not be presented, please notify the Board secretary eight workdays prior to the date of the meeting.

A. Student Board Member Reports

6:20 pm

Jaime Black – Santa Monica High School (3)

Student Board Member Black reported that Choir came back from Europe and Orchestra came back from New York; both groups represented SMMUSD well. Ms. Black went on the Cal Lit trip during spring break, during which students taking that class tour parts of Northern California mentioned in John Steinbeck novels.

The blood drive will be on April 27. An Earth Day quad rally was held today to education students about the environment. Speakers came to Barnum Hall and a recycling race was held during the rally. AP exams will be held May 5 through May 15; juniors and seniors have been studying vigorously. My Values Week will occur next week. Students can wear buttons that say, “My value is respect/love...” International Day was today. The virtual enterprise class held presentations in the cafeteria and mini international club day in the science quad. Ms. Black welcomed board members to attend Freshman Orientation, which will be held on Saturday, April 25 at 8:00am. Incoming freshmen will experience a pep rally and get introduced to their new school. Senior Prom will be held on May 16. Ms. Black remarked that seniors are experiencing “proma.”

Roya Sahafi – Malibu High School (3) – no report

6:22 pm

Isis Enriquez – Olympic High School (3)

Student Board Member Enriquez reported that the community liaison, Christina Villalobos, arranged for the school to have an assembly featuring the High Gaia Project from the Santa Monica Alcohol Drug Council. They spoke to the students regarding the effects of marijuana and alcohol. There was a DJ and a raffle, during which students could win prizes. The students were very responsive to the assembly, and Ms. Enriquez said that she has received a good deal of positive feedback from her peers.

Yesterday, Olympic and SAMOHI students went to LAX to tour a flight museum and a Federal Express terminal. Students had the opportunity to sit in the cockpit of a jet. They learned about different careers at LAX. The field trip was arranged through Maral Heyler from SMC and LAX community relations.

Ms. Enriquez reported that Olympic students are working hard, especially the seniors, who are looking forward to graduation.

6:24 pm

B. SMMCTA Update – Mr. Harry Keiley (5)

Mr. Keiley encouraged the board to pass resolutions to support the state propositions for the May 19 election, especially measures 1a and 1b. The union is in the process of having teachers complete administrator performance reviews, which Mr. Keiley said provide constructive feedback for administrators, acknowledging the strengths of leadership as well as providing constructive criticism for improvement. Also, a survey has been given to all SAMOHI teachers to gauge their feelings regarding any form of restructuring at SAMOHI in response to the budget crisis.

6:30 pm

C. S.E.I.U. Update – Ms. Keryl Cartee-McNeely (5)

Ms. Cartee-McNeely reported that SEIU supports only state propositions 1a through 1c, but does not take a position on 1d through 1f. The union encourages all voters to read the propositions carefully. Yesterday, the SEIU negotiation committee and management team met with a federal mediation council to learn more about an interest-based negotiation module. Mr. Allen requested that Ms. Cartee-McNeely inform the board of union election results.

6:32 pm

D. PTA Council – Rebecca Kennerly (5)

Ms. Kennerly reported that the PTA Council voted on Tuesday to support the State PTA resolutions to support propositions 1a and 1b. At the council meeting on Tuesday, the group discussed the upcoming facilities use policy and the Special Education Working Group's report. The PTA Council voted to support the recommendations from the report. Ms. Kennerly said she was pleasantly surprised to see that the recommendations are similar to the focuses adopted by PTA Council and those mentioned in the Communications Audit. She commented that they are recommendations that support all families and children. She stressed that changing the culture should be at the top of the priority list. The PTA encourages the board to support as many of the recommendations as possible. The parent leadership and inclusion workshop will be on May 7 at Cabrillo ES and June 1 in Santa Monica.

E. Financial Oversight Committee (5)

Ms. Torres updated the board regarding the FOC's work at the current time. The FOC believes that the district must prepare to respond flexibly to the budget. According to the state's economic forecast, voters will approve all measures, 1a through 1f. Ms. Torres warned that the district's economic scenarios may be too optimistic; the FOC recommends the district develop and pursue budgetary contingency plans. The FOC would like to remind the board that federal stimulus dollars are one-time funds, and not a solution to the budget deficit. During the FOC meeting on Tuesday, the group discussed under spending in Special Ed; legal costs and settlements were also discussed. The FOC has requested a more complete financial picture prior to the 09/10 budget adoption. The FOC heard a report from Dr. Matthews and Mr. Keiley regarding alternative compensation models for certificated staff. The FOC supports the Superintendent forming an ad hoc committee to examine these models further. Mr. Allen requested that Ms. Torres email her report from tonight to the board.

X. SUPERINTENDENT'S REPORT (5)

Superintendent Cuneo introduced the new Interim Director of Special Education, Dr. Jeanne Davis, who will be with the district until a permanent applicant can be found. Mr. Cuneo said he appreciates Dr. Davis's skills and efforts, and that she is making herself familiar with the Working Group's recommendations and other reports.

The Facilities Use Agreement with the City of Santa Monica was approved by the City Council during spring break. The vote was unanimous.

The application for the redevelopment agency was presented to the City Council, and will be reviewed again in May. Mr. Cuneo expressed his appreciation for the work done by parent groups, internal staff, and consultants. He said it is an excellent plan that shares SMMUSD's facilities with the community and enhances what could be a beautiful civic center in Santa Monica.

He informed the board that they would be hearing from the Special Education Working Group later during the meeting. He expressed his appreciation for the group's hard work and assistance.

Mr. Cuneo met with the Ed Services department during break to discuss their services and how align them within the district, implications of the state budget, and next steps and planning for next year.

Mr. Cuneo and Dr. Matthews met with SAMOHI's ELAC and African-American parent groups on Monday to discuss the different scenarios in restructuring SAMOHI, implications of the house system, and implications of the state budget. Concerns revolve around affecting the relationships students have with counselors.

The SEIU training was positive, reported Mr. Cuneo, and was a first step in looking at ways to work together. He appreciates SEIU's willingness to work with SMMUSD.

Today, Mr. Cuneo traveled to Whittier with SAMOHI staff to look at two high schools that have been successful in closing the achievement gap by using prevention and intervention programs with students who are at risk. There was an orientation of initiatives used in their district. Attendees then visited two high schools to examine

first-hand intervention programs and successes. Staff is now looking at SAMOHI and how best to meet the needs of the students.

On May 2 will be the Special Education Spring Forum from 8:30am to noon at JAMS. Mr. Cuneo appreciates the PTA and SEDAC for helping to put this together. The Spring Forum's emphasis will be transitions.

MAJOR and DISCUSSION Items

As a general rule, items under MAJOR and DISCUSSION will be listed in order of importance as determined by the President, Vice President and Superintendent. Individual Board members may move to request a change in the order prior to consideration of any Major item. The Board may also move any of these items out of order to be heard immediately following PUBLIC COMMENTS if it appears that there is special interest by the public or as a courtesy to staff members making presentations to the Board.

XI. MAJOR ITEMS (60)

These items are considered to be of major interest and/or importance and are presented for **ACTION (A)** or **INFORMATION (I)** at this time. Many have been reviewed by the Board at a previous meeting under the Discussion Items section of the agenda.

7:01 pm	A.20 Public Hearing – Special Tax (Measure R) – 2009-2010 (5).....	31-32
7:03 pm	A.21 Adopt Resolution No. 08-32 – Special Tax (Measure R) – 2009-2010 (5).....	33
7:13 pm	A.22 Public Hearing – Special Education Local Plan Area Service (SELPA) and Budget Plan (5).....	34
7:14 pm	A.23 Approval of District Annual Service Plan and Budget Plan for Special Education (15).....	35
7:20 pm	A.24 Public Hearing – Evaluation of Potential Edison Language Academy Expansion Pursuant to CDE Site Selection Standards – Measure BB (5).....	36
7:23 pm	A.25 Adopt Resolution No. 08-33 – Evaluation of Potential Edison Language Academy Expansion Pursuant to CDE Site Selection Standards – Measure BB (10).....	37-52
6:50 pm	A.26 Approval of Extension of Master Facilities Use Agreement with the City of Santa Monica (10).....	53-66
7:00 pm	A.27 Approval of Certification of Signatures (5).....	67-68
7:43 pm	A.28 Adopt Resolution No. 08-34 – In Support of Employee Free Choice Act	69-71

XII. DISCUSSION ITEMS (100)

These items are submitted for information (FIRST READING) and discussion. Action will generally be considered at the next regularly scheduled meeting of the Board.

9:21 pm	D.01 2009-10 Budget Update (40).....	72
7:55 pm	D.02 Special Education Collaborative Working Group Report (60).....	73-83

XIII. INFORMATIONAL ITEMS (0)

I.01 District Librarians' Annual Report	84
---	----

XIV. BOARD MEMBER ITEMS (0)

These items are submitted by individual Board members for information or discussion, as per Board Policy 8320(b).

XV. REQUESTS BY MEMBERS OF THE PUBLIC OR DISTRICT ADVISORY COMMITTEES TO ADDRESS THE BOARD OF EDUCATION

These items are submitted by members of the public to address the Board of Education on a matter within the jurisdiction of the Board, as per Board Policy 8320©. Requests must be

submitted to the Superintendent in writing ten days before the Board meeting or prior to agenda planning, in accordance with the established agenda planning schedule, whichever is less. The written request will not exceed 500 words and will include, as an attachment, brief background information and the reason for the request.

XVI. CONTINUATION OF PUBLIC COMMENTS

A continuation of Section VIII, as needed. (If the number of persons wishing to address the Board of Education exceeds the time limit in section VIII, additional time will be provided in Section XVI, CONTINUATION OF PUBLIC COMMENTS.)

XVII. BOARD MEMBER COMMENTS

Board Member Comments is the section where a Board member may make a brief announcement or make a brief report on his or her own activities relative to Board business. There can be no discussion under "BOARD MEMBER COMMENTS."

XVIII. FUTURE AGENDA ITEMS

Items for future consideration will be listed with the projected date of consideration. The Board of Education will be given any backup information available at this time.

XIV. CLOSED SESSION

The Board of Education will, if appropriate, adjourn to CLOSED SESSION to complete discussion on items listed for CLOSED SESSION following the regular business meeting.


XX. ADJOURNMENT

It was moved by Mr. Snell, seconded by Mr. de la Torre, and voted 6/0 (Dr. Escarce was absent) to adjourn the meeting at 10:27 p.m. The next regularly scheduled meeting will be held on Thursday, May 7, 2009, at 5:30 p.m. in the Malibu City Council Chambers, 23815 Stuart Ranch Road, Malibu, CA.

Approved: 5/7/09



President



Superintendent

**Meetings held at Santa Monica City Hall are broadcast live – City TV2, Cable Channel 16.
Meetings held at the District Office and in Malibu are taped and rebroadcast
in Santa Monica on CityTV2, Cable Channel 20 – Check TV listing.
Meetings are rebroadcast in Malibu on Government Access Ch. 3 every Saturday at 8pm.**

SMMUSD Board of Education Meeting Schedule 2008-2009

Closed Session begins at 4:00pm
Public Meetings begin at 5:30pm

July through December 2008					
Month	1 st Thursday	2 nd Thursday	3 rd Thursday	4 th Thursday	Special Note:
July				7/24 DO	* 7/1: Special Meeting * 7/10: Special Meeting
August			8/21* DO		*8/21: Begins at 4:30pm
September	9/4 DO			9/18 DO	
October	10/2 M		10/16 SM		
November	11/6 M		11/20* DO	11/27 (5th Thurs)	*11/20: Location moved to District Office Thanksgiving: 11/27-28
December	12/8* DO	12/11 DO	12/17* DO	winter break	*12/8: Special Meeting *12/17: Special Meeting
December 22 – 31: Winter Break					
January through June 2009					
January 1 – 2: Winter Break					
January	winter break	1/8* DO	1/15 DO	1/29 (5th Thurs)	*1/8: Special Closed Session
February	2/5 M		2/19 SM	2/27* DO	*2/27: Special Meeting
March	3/4* DO 3/5 M		3/19 SM		*3/4: Special Meeting Stairway 3/26 & 3/27
April	4/2* DO	spring break	spring break	4/18* DO 4/23 DO	*4/2: Begins at 6:00pm *4/18: Special Closed Session
April 6-17: Spring Break					
May	5/5* DO 5/7 M	5/14* DO	5/21 SM	5/28* DO	*5/5: Special Meeting *5/14: Special Meeting *5/28: Special Meeting
June	6/4 DO			6/25 DO	Last day of school: 6/19

District Office (DO): 1651 16th Street, Santa Monica.
 Malibu City Council Chambers (M): 23815 Stuart Ranch Road, Malibu, CA
 Santa Monica City Council Chambers (SM): 1685 Main Street, Santa Monica.

**Santa Monica-Malibu Unified School District
Board of Education
April 23, 2009**

I. CALL TO ORDER

4:17 p.m.

A. Roll Call

4:18 p.m.

Ralph Mechur – President

5:37 p.m.

Barry Snell – Vice President

Ben Allen

Oscar de la Torre

Jose Escarce – *excused absence*

Maria Leon-Vazquez

Kelly Pye

Student Board Members

Jaime Black – Santa Monica High School

Roya Sahafi – Malibu High School – *excused*

Isis Enriquez – Olympic High School

B. Pledge of Allegiance

Led by Ms. Black.

II. CLOSED SESSION

No action was taken in closed session.

TO: BOARD OF EDUCATION

ACTION
04/23/09

FROM: TIM CUNEO

RE: APPROVAL OF MINUTES

RECOMMENDATION NO. A.01

It is recommended that the Board of Education approve the following Minutes:

There are no minutes for approval.

MOTION MADE BY:
SECONDED BY:
STUDENT ADVISORY VOTE:
AYES:
NOES:

CONSENT ITEMS

TO: BOARD OF EDUCATION

ACTION/CONSENT

04/23/09

FROM: TIM CUNEO / CHIUNG-SALLY CHOU / MAUREEN BRADFORD

RE: APPROVAL OF INDEPENDENT CONTRACTORS

RECOMMENDATION NO. A.02

It is recommended that the Board of Education enter into an agreement with the following Independent Contractors. These contracts are included in the 2007/2008 budget.

Contractor / Contract Dates	Description	Site	Funding
STAR, Inc. 4/24/09 to 5/29/09 Not to exceed: \$3,600	To provide open GATE enrichment.	Rogers	\$2,893: 01-71400-0-11100-10000-5802-006-4060 and \$707: 01-63000-0-11100-10000-5802-006-4060

MOTION MADE BY: Mr. Snell

SECONDED BY: Mr. de la Torre

STUDENT ADVISORY VOTE: N/A

AYES: All (6) (Dr. Escarce was absent)

NOES: None (0)

TO: BOARD OF EDUCATION

ACTION/CONSENT

04/23/09

FROM: TIM CUNEO / CHIUNG-SALLY CHOU / MAUREEN BRADFORD

RE: OVERNIGHT FIELD TRIP(S) 2008-2009

RECOMMENDATION NO. A.03

It is recommended that the Board of Education approve the special field trip(s) listed below for students for the 2008-2009 school year. No child will be denied due to financial hardship.

School Grade # students	Destination Dates of Trip	Principal/Teacher	Cost Funding Source	Subject	Purpose Of Field Trip
Samohi 9-12 68	CA Band Directors' Association Convention, Fresno, CA 2/19/09 – 2/20/09	Hugo Pedroza / Terry Sakow / Kathleen Janert	\$100 per student by parent donation and fundraising	Music	CA Band Directors' Association Convention
Samohi 9-12 4	National Science Bowl Competition, Washington, D.C. 4/29/09 – 5/5/09	Hugo Pedroza / Ingo Gaida	All expenses paid by the US Dept of Energy and NASA	Science	To compete against 64 other teams from around the country.
Samohi 9-12 4	National Quiz Bowl Tournament, Chicago, IL 5/28/09 – 5/31/09	Hugo Pedroza / Ingo Gaida	\$550 per student by parent donation.	Science	To compete against 170 other teams from around the country.
Pt. Dume 5 49	Camp Hess Kramer, Malibu, CA – WOLF Camp 5/19/09 – 5/22/09	Chi Kim / Margo Dunn	\$335 per student by parent donation and fundraising	Science	Annual science enrichment supporting the curriculum. Hands-on outdoor classroom experience, leadership and team building skills.

MOTION MADE BY: Mr. Snell

SECONDED BY: Mr. de la Torre

STUDENT ADVISORY VOTE: N/A

AYES: All (6) (Dr. Escarce was absent)

NOES: None (0)

TO: BOARD OF EDUCATION

ACTION/CONSENT

04/23/09

FROM: TIM CUNEO / MICHAEL D. MATTHEWS / JUDY ABDO

RE: HEAD START - 2009-2010 COST OF LIVING ADJUSTMENT AND
QUALITY IMPROVEMENT

RECOMMENDATION NO. A.04

It is recommended that the Board of Education approve a budget increase for the Head Start Basic program from \$1,519,554 to 1,658,447 for Fiscal Year 2009-2010.

COMMENT: This funding is available via the American Recovery and Reinvestment Act (ARRA) as follows:

<u>Maximum funding for Each of the Funding Supplements</u>	
Cost of Living Adjustment - Permanent (3.06%)	\$ 46,087
Cost of Living Adjustment - ARRA (One-Time) (1.84%)	\$ 27,711
Quality Improvement (One-Time)	\$ 65,095
TOTAL	\$138,893

MOTION MADE BY: Mr. Snell

SECONDED BY: Mr. de la Torre

STUDENT ADVISORY VOTE: N/A

AYES: All (6) (Dr. Escarce was absent)

NOES: None (0)

TO: BOARD OF EDUCATION

ACTION/CONSENT

04/23/09

FROM: TIM CUNEO / MICHAEL D. MATTHEWS / JUDY ABDO

RE: INCREASE FUNDING FROM LOS ANGELES COUNTY OFFICE OF
EDUCATION FOR THE HEAD START PROGRAM FOR FISCAL YEAR
2008-2009

RECOMMENDATION NO. A.05

It is recommended that the Board of Education approve an increase of funds in the amount of \$127,330 for Fiscal Year 2008-2009 from Los Angeles County Office of Education (LACOE) for the Head Start Program. This addition will make the total funds of \$1,646,884 from LACOE for the fiscal year 2008-2009.

COMMENT: This one-time only Facilities Renovation and Repair funds will provide assistance in the need of materials, non-capitalized equipment, contracts to maintain and repair buildings occupied for the children and families participating in the Head Start Program. Children will benefit by having clean, safe, accessible classroom and playgrounds.

MOTION MADE BY: Mr. Snell

SECONDED BY: Mr. de la Torre

STUDENT ADVISORY VOTE: N/A

AYES: All (6) (Dr. Escarce was absent)

NOES: None (0)

TO: BOARD OF EDUCATION

ACTION/CONSENT

04/23/09

FROM: TIM CUNEO / CHIUNG-SALLY CHOU / RUTH VALADEZ

RE: APPROVAL OF SPECIAL EDUCATION CONTRACTS - 2008-2009

RECOMMENDATION NO. A.06

It is recommended that the Board of Education approve the following Special Education Contracts for fiscal year 2008-2009 as follows:

NPS

2008-2009 Budget 01-65000-0-57500-11800-5125-043-1400

Nonpublic School/Agency	Student DOB	Service Description	Contract Number	Cost Not to Exceed
Alpine Academy	9/29/91	NPS	#57-UC09279	\$ 12,800
Oak Grove Institute	1/27/97	NPS	#58-UC09346	\$ 18,483

Amount Budgeted NPS 08/09		\$ 1,500,000
Prior Board Authorization as of 04/02/2009		\$ 1,576,323
	Balance	\$ -76,323
Positive Adjustment (See Below)		\$ 38,861
Total Amount for these Contracts		\$ 31,283
	Balance	\$ -68,745

Adjustment					
NPS Budget 01-65000-0-57500-11800-5125-043-1400					
There has been a reduction in authorized expenditures of NPS/NPA contracts for FY 2007-08 in the amount of \$ 0 as of 04/23/09					
NPS	Service Description	Contract Number	Reduce (R) Eliminate (E)	Adjusted Amount	Comment
Kayne-Eras Center	NPS	#1-UC09053	E	\$ 38,861	

NPA

2008-2009 Budget 01-65000-0-57500-11800-5126-043-1400

Nonpublic School/Agency	Student DOB	Service Description	Contract Number	Cost Not to Exceed
Lovaas Institute for Early Intervention	9/14/99	Behavior Intervention	#46-UC09280	\$ 77,000
Jennifer Keany & Associates- contract increase	4/17/94	Behavior Intervention	#6-UC09090	\$ 36,750

Amount Budgeted NPA 08/09		\$ 1,400,000
Prior Board Authorization as of 04/02/09		\$ 1,322,648
	Balance	\$ 78,422
Positive Adjustment (See Below)		\$ 0
Total Amount for these Contracts		\$ 113,750
	Balance	\$ 192,172

Adjustment					
NPA Budget 01-65000-0-57500-11800-5126-043-1400					
There has been a reduction in authorized expenditures of NPS/NPA contracts for FY 2007-08 in the amount of \$ 0 as of 04/23/09					
NPA	Service Description	Contract Number	Reduce (R) Eliminate (E)	Adjusted Amount	Comment

NPA PRE SCHOOL

2008-2009 Budget 01-65000-0-57300-11800-5125043-1400

<u>Nonpublic School/Agency</u>	Student DOB	Service Description	Contract Number	Cost Not to Exceed

Amount Budgeted NPA Pre School 08/09		\$ 100,000
Prior Board Authorization as of 04/02/09		\$ 120,460
	Balance	\$ -20,460
Total Amount for these Contracts		\$ 0
	Balance	\$ -20,460

Instructional Consultants

2008-2009 Budget 01-65000-0-57500-11900-5802-043-1400

Instructional Consultant	Student DOB	Service Description	Contract Number	Cost Not to Exceed
Dr. Trang Nguyen-contract increase	10/13/08	Vision Therapy and Assessment	#39-UC09199	\$ 1,740

Amount Budgeted Instructional Consultants 08/09		\$ 310,000
Prior Board Authorization as of 04/02/09		\$ 596,939
	Balance	\$- 286,939
Positive Adjustment (See Below)		\$ 0
Total Amount for these Contracts		\$ 1,740
	Balance	\$ -288,679

Adjustment

Instructional Consultants Budget 01-65000-0-57500-11900-5802-043-1400

There has been a reduction in authorized expenditures of Instructional Consultants contracts for FY 2008-09 in the amount of \$ _____ as of 04/23/09

Instructional Consultant	Service Description	Contract Number	Reduce (R) Eliminate (E)	Adjusted Amount	Comment

Instructional Consultants -INFANT

2008-2009 Budget 01-65000-0-57100-11900-5802-043-1400

Nonpublic <u>School/Agency</u>	Student DOB	Service Description	Contract Number	Cost Not to Exceed

Amount Budgeted Instructional Consult-Infants 08/09	\$ 15,000
Prior Board Authorization as of 04/02/09	\$ 19,130
Balance	\$ -4,130
 Total Amount for these Contracts	 \$ 0
Balance	\$ -4,130

Instructional Consultants -PRE SCHOOL

2008-2009 Budget 01-65000-0-57300-11900-5802-043-1400

Nonpublic <u>School/Agency</u>	Student DOB	Service Description	Contract Number	Cost Not to Exceed

Amount Budgeted Instruct Consult-Pre School 08/09	\$ 175,000
Prior Board Authorization as of 04/02/09	\$ 53,220
Balance	\$ 121,780
 Total Amount for these Contracts	 \$ 0
Balance	\$ 121,780

Non-Instructional Consultants

2007-2008 Budget 01-65000-0-57500-11900-5890-043-1400

Non-Instructional Consultant	Student DOB	Service Description	Contract Number	Cost Not to Exceed
Pawar Transportation	8/12/97	Transportation	#26-UC09345	\$ 750

Amount Budgeted Non-Instructional Consultants 08/09		\$ 144,000
Prior Board Authorization as of 04/02/09		\$ 225,119
	Balance	\$ -81,119
Positive Adjustment (See Below)		\$ 0
Total Amount for these Contracts		\$ 750
	Balance	\$ -81,869

Adjustment					
Non-Instructional Consultants Budget 01-65000-0-57500-11900-5890-043-1400					
There has been a reduction in authorized expenditures of Non-Instructional Consultants contracts for FY 2008-09 in the amount of \$ as of 04/23/09					
Instructional Consultant	Service Description	Contract Number	Reduce (R) Eliminate (E)	Adjusted Amount	Comment

Legal

2007-2008 Budget 01-65000-0-57500-11900-5820-043-1400

Legal Contractor	Service Description	Contract Number	Cost Not to Exceed
Littler Mendelson - contract increase	Legal Services	#4-UC09115	\$ 50,000
Fagan, Friedman & Fulfroost - contract increase	Legal Services	#3-UC09114	\$ 25,000

Amount Budgeted Legal Services 08/09		\$ 200,000
Prior Board Authorization as of 04/02/09		767,208
	Balance	\$ -567,208
Adjustments for this period		\$ 0
		\$ -567,208
Total Amount for these Contracts		\$ 75,000
	Balance	\$ -642,208

COMMENT: According to the Education Code SEC.21 Section 56342, prior to recommending a new or continued placement in a non-public, non-sectarian school, the Individualized Education Program (IEP) Team must submit the proposed recommendation to the local governing board for its review and recommendation regarding the cost of such placement.

The recommendation for these severely handicapped students are made by the District IEP Teams in accordance with State and Federal laws. The mandates of IDEA require non-public school services be provided at no expense to parents if there is not an appropriate public school program available. Funding to come from a SELPA-wide non-public school/non-public agency reserve account.

MOTION MADE BY: Mr. Snell
 SECONDED BY: Mr. de la Torre
 STUDENT ADVISORY VOTE: N/A
 AYES: All (6) (Dr. Escarce was absent)
 NOES: None (0)

TO: BOARD OF EDUCATION

ACTION/CONSENT

04/23/09

FROM: TIM CUNEO / JANECE L. MAEZ / VIRGINIA I. HYATT

RE: AWARD OF PURCHASE ORDERS - 2008-2009

RECOMMENDATION NO. A.07

It is recommended that the Board of Education approve the following Purchase Orders and Changed Purchase Orders from March 24, 2009, through March 31, 2009, for fiscal /09.

MOTION MADE BY: Mr. Snell

SECONDED BY: Mr. de la Torre

STUDENT ADVISORY VOTE: N/A

AYES: All (6) (Dr. Escarce was absent)

NOES: None (0)

SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT
PURCHASE ORDERS TO BE APPROVED AT THE BOARD MEETING OF APRIL 23, 2009

U-GENERAL FUND,UNRESTRICTED R-GENERAL FUND,RESTRICTED A-ADULT ED CD-CHILD DEVELOPMENT F-CAFETERIA
SF-SPECIAL FINANCING (FLEX) BB,X-BONDS D-DEVELOPER FEES SR-SPECIAL RESERVE CAPITAL
DF-DEFERRED MAINTENANCE SM-STATE MODERNIZATION

PO NO.	VENDOR	DESCRIPTION	LOCATION	AMOUNT	
<u>*** CHANGED PURCHASE ORDERS ***</u>					
916878	ACCURATE TAILER HITCH	CHANGE ORDER ADDITION CHARG	GROUNDS MAINTENANCE	218.66	R
916863	CORPORATE EXPRESS	/ INSTRUCTIONAL MATERIALS	R O P	37.26	R
				** CHANGED PURCHASE ORDERS	255.92
<u>*** NEW PURCHASE ORDERS ***</u>					
916646	ACADEMIC SUPERSTORE	COMPUTER LICENSES	CURRICULUM AND IMC	14,953.66	R
916683	ADT SECURITY SERVICES INC	ALARM SERVICE DISTRICT OFFICE	FACILITY MAINTENANCE	750.00	R
916667	ADVANCED ELECTRONICS	REPAIRS DIST. BASE RADIO	FACILITY MAINTENANCE	2,000.00	R
916705	ADVANCED ELECTRONICS	NEW UHF RADIO FOR FACILITIES	FACILITY MAINTENANCE	811.05	R
916844	ADVANCED ELECTRONICS	RADIO INSTALL BUS 20 - TRANSP	TRANSPORTATION	432.23	R
916753	ADVANTIDGE INC	BUS PASS BLANK CARDS	TRANSPORTATION	64.95	R
916626	AMECI PIZZA & PASTA	OPEN ORDER/JAZZ BAND/GIFT	JOHN ADAMS MIDDLE SCHOOL	200.00	R
916680	AMECI PIZZA & PASTA	FOOD/LANG ARTS ADOPTION TEAM	CURRICULUM AND IMC	270.63	U
916662	AMERICAN COUNCIL ON EDUCATION	GED PROCESSING FEES	ADULT EDUCATION CENTER	389.70	A
916871	AMERICAN RED CROSS	ROP CLASSROOM 1ST AID KITS	R O P	486.15	R
916650	AMTECH ELEVATOR SERVICES	OPEN ORDER-ELEVATOR REPAIRS	FACILITY MAINTENANCE	2,700.00	R
916554	APPLE COMPUTER CORP	COMPUTERS FOR SCHOOL	GRANT ELEMENTARY SCHOOL	12,302.51	R
916581	APPLE COMPUTER CORP	SOFTWARE/HUMANITIES	JOHN ADAMS MIDDLE SCHOOL	413.52	R
916641	APPLE COMPUTER CORP	COMPUTERS FOR TEACHERS	JOHN MUIR ELEMENTARY SCHOOL	19,325.97	R
916704	APPLE COMPUTER CORP	ROP EQUIPMENT/SOFTWARE	R O P	20,735.73	R
916716	APPLE COMPUTER CORP	COMPUTER HARDWARE	LINCOLN MIDDLE SCHOOL	21,646.26	R
916852	APPLE COMPUTER CORP	LAPTOPS	EDISON ELEMENTARY SCHOOL	6,058.70	R
916730	ATLAS PHONES	PHONE SUPPLIES	SANTA MONICA HIGH SCHOOL	56.96	U
916735	ATTAINMENT COMPANY	STUDENT EQUIPMENT	SPECIAL EDUCATION REGULAR YEAR	294.44	R
916675	BOURGET BROS	OPEN ORDER-MAINT SUPPLIES	FACILITY MAINTENANCE	2,000.00	R
916877	BROCK OPTICAL INC.	SCIENCE EQUIPMENT	WILL ROGERS ELEMENTARY SCHOOL	2,460.63	U
916763	BUCKLE DOWN PUBLISHING CO.	WORKBOOKS	CABRILLO ELEMENTARY SCHOOL	3,114.14	R
916865	CAL-COAST MACHINERY	VERTICAL CUTTER	THEATER OPERATIONS&FACILITY PR	7,442.19	R
916614	CALIFORNIA OFFICE SYSTEMS INC	ERGONOMIC OFFICE CHAIR	FISCAL SERVICES	420.93	U
916706	CALIFORNIA OFFICE SYSTEMS INC	OFFICE DESK FACILITIES	FACILITY MAINTENANCE	2,067.58	R
916869	CALIFORNIA OFFICE SYSTEMS INC	INSTRUCTIONAL SUPPLIES	R O P	541.25	R
916610	CCV SOFTWARE	ADOBE AND INTUIT SOFTWARE	THEATER OPERATIONS&FACILITY PR	838.87	R
916647	CCV SOFTWARE	SOFTWARE FOR OFFICE	THEATER OPERATIONS&FACILITY PR	858.37	R
916402	CDW-G COMPUTING SOLUTIONS	LCD PROJECTOR	SANTA MONICA HIGH SCHOOL	762.10	R
916408	CDW-G COMPUTING SOLUTIONS	TECH SUPPLIES	INFORMATION SERVICES	421.10	U
916461	CDW-G COMPUTING SOLUTIONS	LCD PROJECTORS	LINCOLN MIDDLE SCHOOL	13,734.76	R
916518	CDW-G COMPUTING SOLUTIONS	TWO WAY RADIO/CUSTODIAL/PE	OLYMPIC CONTINUATION SCHOOL	1,664.25	R
916672	CDW-G COMPUTING SOLUTIONS	COMPUTER SUPPLIES	MCKINLEY ELEMENTARY SCHOOL	1,055.64	U
916590	CHILDRENS BOOK WORLD	OPEN ORDER/BOOKS/HUMANITIES	JOHN ADAMS MIDDLE SCHOOL	133.62	R
916392	CITY OF MALIBU	OTHER OPERATING EXPENSES	BOE/SUPERINTENDENT	320.00	U
916677	CLASSROOMDIRECT.COM	5TH GRADE MATH MANIPULATIVES	EDISON ELEMENTARY SCHOOL	221.77	R
916887	CLASSROOMDIRECT.COM	CLASSROOM SUPPLIES	WILL ROGERS ELEMENTARY SCHOOL	766.16	R
916602	COLLEGE BOARD PUBLICATIONS	EXAMS	SANTA MONICA HIGH SCHOOL	307.45	R
916598	COMMERCIAL AQUATIC SERVICES	DIVING STAND INSTALLATION	THEATER OPERATIONS&FACILITY PR	1,675.00	R
916651	CORPORATE EXPRESS	COPIER PAPER	WEBSTER ELEMENTARY SCHOOL	1,000.00	U
916707	CORPORATE EXPRESS/US OFFICE	OPEN ORDER FOR SUPPLIES	FISCAL SERVICES	541.25	U
916829	CREATIVE EDUCATIONAL SVCS	CURRICULAR	SANTA MONICA HIGH SCHOOL	135.00	R
916391	CUNEO, TIM	DUES/MEMBERSHIPS	BOE/SUPERINTENDENT	100.00	U
916638	CUNEO, TIM	GENERAL SUPPLIES/MATERIALS	BOE/SUPERINTENDENT	74.86	U10a

PURCHASE ORDERS TO BE APPROVED AT THE BOARD MEETING OF APRIL 23, 2009

U-GENERAL FUND,UNRESTRICTED R-GENERAL FUND,RESTRICTED A-ADULT ED CD-CHILD DEVELOPMENT F-CAFETERIA
 SF-SPECIAL FINANCING (FLEX) BB,X-BONDS D-DEVELOPER FEES SR-SPECIAL RESERVE CAPITAL
 DF-DEFERRED MAINTENANCE SM-STATE MODERNIZATION

PO NO.	VENDOR	DESCRIPTION	LOCATION	AMOUNT	
916747	CURRICULUM ASSOC INC	WRITING WORKBOOKS	GRANT ELEMENTARY SCHOOL	426.57	R
916721	CYBERGUYS COMPUTER ACCESSORIES	COMPUTER SUPPLIES	MCKINLEY ELEMENTARY SCHOOL	61.68	U
916773	DELTA EDUCATION	MAGNETIC FLIP&LEARN	EDISON ELEMENTARY SCHOOL	107.86	R
916846	DELTA EDUCATION	KINDER MATH MANIPULATIVES	EDISON ELEMENTARY SCHOOL	71.23	R
916720	DIAGNOSTICS DIRECT INC	NURSERY SUPPLIES	CHILD DEVELOPMENT CENTER	189.38	CD
916659	DISC MAKERS	INSTRUCTIONAL SUPPLIES	ADULT EDUCATION CENTER	214.34	A
916713	DISCOUNT SCHOOL SUPPLY	PARENT ACTIVITY	CHILD DEVELOPMENT CENTER	186.46	CD
916714	DISCOUNT SCHOOL SUPPLY	INSTRUCTIONAL ITEMS	CHILD DEVELOPMENT CENTER	97.77	CD
916715	DISCOUNT SCHOOL SUPPLY	INSTRUCTIONAL ITEMS	CHILD DEVELOPMENT CENTER	170.88	CD
916761	DISCOVERY EDUCATION	LICENSE FOR MULTIMEDIA RESOUR	EDISON ELEMENTARY SCHOOL	1,699.53	R
916586	DOUGHTY, LINDSAY B	REIMBURSEMENT-CTEL EXAM FEES	STATE AND FEDERAL PROJECTS	335.00	R
916666	DOWNEY GLASS CO	OPEN ORDER-GLAZING SUPPLIES	FACILITY MAINTENANCE	1,800.00	R
916599	EAST BAY RESTAURANT SUPPLY INC	MILK COOLER FOR GRANT	FOOD SERVICES	2,046.90	F
916748	EDUCATORS PUBLISHING COMPANY	WORKBOOKS	CABRILLO ELEMENTARY SCHOOL	1,324.40	R
916655	ETA CUISENAIRE	OPEN PO FOR CUISENAIRE	STATE AND FEDERAL PROJECTS	500.00	R
916760	EVAN MOOR EDUCATIONAL	WORKBOOKS	CABRILLO ELEMENTARY SCHOOL	815.85	R
916628	FOLLETT LIBRARY BOOK CO	CORE LIT BOOKS	GRANT ELEMENTARY SCHOOL	816.96	R
916633	FOLLETT LIBRARY BOOK CO	Library Materials	ROOSEVELT ELEMENTARY SCHOOL	670.34	U
916896	FOLLETT LIBRARY BOOK CO	CLASSROOM SUPPLIES	WILL ROGERS ELEMENTARY SCHOOL	112.30	R
916648	FOOTHILL SOILS	TOPSOIL	THEATER OPERATIONS&FACILITY PR	1,133.53	R
916642	FREY SCIENTIFIC/SCHOOL SPECIAL	6th GRADE SCIENCE SUPPLIES	JOHN ADAMS MIDDLE SCHOOL	197.38	R
916652	GALE CENGAGE LEARNING	DATABASES FOR RESEARCH	JOHN ADAMS MIDDLE SCHOOL	1,250.00	R
916618	GALE SUPPLY CO	CUSTODIAL SUPPLIES	ROOSEVELT ELEMENTARY SCHOOL	400.20	R
916681	GALE SUPPLY CO	CUSTODIAL SUPPLIES	OLYMPIC CONTINUATION SCHOOL	65.00	R
916700	GALE SUPPLY CO	CUSTODIAL SUPPLIES/PERMIT	JOHN ADAMS MIDDLE SCHOOL	534.76	R
916712	GALE SUPPLY CO	CUSTODIAL SUPPLIES	CHILD DEVELOPMENT CENTER	971.11	CD
916717	GALE SUPPLY CO	CUSTODIAL SUPPLIES	CHILD DEVELOPMENT CENTER	958.77	CD
916728	GALE SUPPLY CO	CUSTODIAL SUPPLIES	EDISON ELEMENTARY SCHOOL	2,958.74	R
916800	GALE SUPPLY CO	CUSTODIAL SUPPLIES	MCKINLEY ELEMENTARY SCHOOL	1,011.16	U
916876	GALE SUPPLY CO	CUSTODIAL SUPPLIES	SANTA MONICA HIGH SCHOOL	159.56	R
916811	GLAZER, MAXINE	CELLPHONE REIMBURSEMENT	SPECIAL EDUCATION REGULAR YEAR	433.00	R
916806	GLOBAL HEALTH & HYGIENE	CLASSROOM SUPPLIES	SPECIAL EDUCATION REGULAR YEAR	431.32	R
916578	GOLD COAST TOURS	CHARTER BUSES/ASTROCAMP	JOHN ADAMS MIDDLE SCHOOL	7,207.20	R
916903	GREAT BOOKS FOUNDATION	CLASSROOM BOOKS	WILL ROGERS ELEMENTARY SCHOOL	346.28	R
916580	HARCOURT ASSESSMENT INC	PSYCH TEST KITS	HEALTH SERVICES	1,932.21	R
916775	HARCOURT BRACE JOVANOVICH	SCIENCE EQUIPMENT KITS	MCKINLEY ELEMENTARY SCHOOL	4,816.88	R
916765	HEINEMANN	Books for Cotsen Mentor	CURRICULUM AND IMC	189.14	R
916661	HIRSCH PIPE & SUPPLY	OPEN ORDER-PLUMBING SUPPLIES	FACILITY MAINTENANCE	2,000.00	R
916560	HOME DEPOT- L.A.	GARDENING SUPPLIES	GRANT ELEMENTARY SCHOOL	384.83	R
916695	HOME DEPOT- L.A.	OPEN ORDER/PARENT ACTIVITY	CHILD DEVELOPMENT CENTER	200.00	CD
916783	HOME DEPOT- L.A.	OPEN PURCAHSE ORDER	SMASH SCHOOL	1,200.00	R
916688	HOUGHTON MIFFLIN	TEXTBOOKS - LANG ARTS WB	JOHN MUIR ELEMENTARY SCHOOL	5,244.98	R
916754	HOUGHTON MIFFLIN	WORKBOOKS	CABRILLO ELEMENTARY SCHOOL	3,083.37	R
916771	HOUGHTON MIFFLIN	HM LANG. ARTS CONSUMABLES	EDISON ELEMENTARY SCHOOL	7,338.59	R
916776	HOUGHTON MIFFLIN	READING PRACTICE BOOKS	MCKINLEY ELEMENTARY SCHOOL	9,033.77	R
916792	HOUGHTON MIFFLIN	LANGUAGE ARTS WORKBOOKS	GRANT ELEMENTARY SCHOOL	9,448.25	R
916582	HWANG, EUGENIE	REIMBURSEMENT-CTEL EXAM FEES	STATE AND FEDERAL PROJECTS	303.00	R
916629	INTELLI TECH	COMPUTER	FISCAL SERVICES	851.93	U
916777	INTELLI TECH	Maintenance	INFORMATION SERVICES	1,369.36	U
916778	INTELLI TECH	Back Up District Services	INFORMATION SERVICES	2,673.54	U
916779	INTELLI TECH	SOFTWARE	INFORMATION SERVICES	7,913.08	U

PURCHASE ORDERS TO BE APPROVED AT THE BOARD MEETING OF APRIL 23, 2009

U-GENERAL FUND,UNRESTRICTED R-GENERAL FUND,RESTRICTED A-ADULT ED CD-CHILD DEVELOPMENT F-CAFETERIA
 SF-SPECIAL FINANCING (FLEX) BB,X-BONDS D-DEVELOPER FEES SR-SPECIAL RESERVE CAPITAL
 DF-DEFERRED MAINTENANCE SM-STATE MODERNIZATION

PO NO.	VENDOR	DESCRIPTION	LOCATION	AMOUNT	
916787	INTELLI-TECH	Laptop Cases	INFORMATION SERVICES	94.18	U
916794	INTELLITOOLS	STUDENT EQUIPMENT	SPECIAL EDUCATION REGULAR YEAR	171.50	R
916733	IPSWITCH INC	Maintenance	INFORMATION SERVICES	5,490.00	U
916836	ISLAND PACKERS	FIELD TRIP FOR FOURTH GRADE	JOHN MUIR ELEMENTARY SCHOOL	1,672.00	R
916708	J H MCKINNEY CO	DRAIN CLEAN MACHINE-MAINT	FACILITY MAINTENANCE	1,444.77	R
916611	JIM KLIPPEL TOOL REPAIR	OPEN ORDER-MAINT TOOL REPAIRS	FACILITY MAINTENANCE	600.00	R
916697	LAKESHORE (PICK UP ONLY)	OPEN ORDER/PARENT ACTIVITY	CHILD DEVELOPMENT CENTER	100.00	CD
916698	LAKESHORE (PICK UP ONLY)	OPEN ORDER/PARENT ACTIVITY	CHILD DEVELOPMENT CENTER	200.00	CD
916597	LAKESHORE CURRICULUM	INSTRUCTIONAL ITEMS	PINE-CHILD DEVELOPMENT CENTER	3,534.63	CD
916603	LAKESHORE CURRICULUM	INSTRUCTIONAL ITEMS	GRANT-CHILD DEVELOPMENT CENTER	2,870.68	CD
916653	LAKESHORE CURRICULUM	INSTRUCTIONAL ITEMS/FURNITURE	CHILD DEVELOPMENT CENTER	1,997.21	CD
916609	MARI INC	INSTRUCTIONAL SUP/LANG ARTS	JOHN ADAMS MIDDLE SCHOOL	222.97	R
916785	MERRIHEW'S SUNSET GARDENS INC	OPEN PO FOR SUPPLIES	SMASH SCHOOL	300.00	R
916634	MONARCH BUS. FORMS/STRATACOM	VISITOR BADGES	STUDENT SERVICES	2,468.10	U
916885	MOUNTAIN MATH/LANGUAGE	CLASSROOM SUPPLIES	WILL ROGERS ELEMENTARY SCHOOL	180.43	R
916622	MULLEN, RUSS	REIMBURSE/JAZZ BAND	JOHN ADAMS MIDDLE SCHOOL	306.92	R
916737	MULTI HEALTH SYSTEMS	PROTOCOLS	HEALTH SERVICES	4,264.10	R
916596	NASCO WEST - MODESTO	PE EQUIPMENT	WILL ROGERS ELEMENTARY SCHOOL	424.45	R
916879	NASCO WEST - MODESTO	SCIENCE EQUIPMENT	WILL ROGERS ELEMENTARY SCHOOL	773.87	U
916606	NATIONAL GEOGRAPHIC SOCIETY	INSTRUCTIONAL SUP/SPEC ED	JOHN ADAMS MIDDLE SCHOOL	163.18	R
916577	NICHOLAS, HARRY	PRODUCE FOR FARMERS'MRKT SBP	FOOD SERVICES	2,000.00	F
916561	PACIFIC PARK - SANTA MONICA	FIELD TRIP	CHILD DEVELOPMENT CENTER	1,140.00	CD
916719	PAVILLIONS STORE #2231	OPEN ORDER/COOKING & SCIENCE	CHILD DEVELOPMENT CENTER	120.00	CD
916768	PEARSON	WORKBOOKS	CABRILLO ELEMENTARY SCHOOL	4,826.04	R
916815	PEARSON ASSESSMENTS	SPEECH TEST KIT	HEALTH SERVICES	294.44	R
916745	PEARSON LEARNING GROUP	WORKBOOKS	CABRILLO ELEMENTARY SCHOOL	647.12	R
916620	PERMABOUND BOOKS	CORE LIT BOOKS	GRANT ELEMENTARY SCHOOL	1,033.68	R
916816	PERMABOUND BOOKS	LIBRARY ORDER	EDISON ELEMENTARY SCHOOL	1,532.66	R
916575	PIONEER CHEMICAL CO	OPEN ORDER OPERATIONS SUPPLIES	FACILITY OPERATIONS	7,500.00	R
916605	PLAY WITH A PURPOSE	INSTRUCTIONAL ITEMS	GRANT-CHILD DEVELOPMENT CENTER	730.81	CD
916608	PLAY WITH A PURPOSE	INSTRUCTIONAL ITEMS	CHILD DEVELOPMENT CENTER	171.32	CD
916576	POLITO FAMILY FARMS	PRODUCE FOR FARMERS' MRKT SBP	FOOD SERVICES	2,500.00	F
916809	PREMIER	ASSIGNMENT NOTEBOOKS	MCKINLEY ELEMENTARY SCHOOL	978.01	U
916827	PREMIER SCHOOL AGENDAS	SCHOOL AGENDAS	EDISON ELEMENTARY SCHOOL	1,016.60	R
916803	PRINTING & FINISHING SOLUTIONS	PRINT SHOP CUTTING BLADES	PRINTING SERVICES	562.74	U
916840	PRINTLAND	STAIRWAY PROGRAM PRINTING	CURRICULUM AND IMC	5,139.71	R
916791	PSYCHOLOGICAL & EDUCATIONAL	PSYCH PROTOCOLS & TEST KITS	HEALTH SERVICES	2,570.99	R
916722	RALPHS MARKET	OPEN ORDER/COOKING SUPPLIES	CHILD DEVELOPMENT CENTER	50.00	CD
916703	REES ELECTRONICS OFFICE	TYPEWRITER	INFORMATION SERVICES	381.57	U
916861	REES ELECTRONICS OFFICE	COPIER REPAIR	R O P	200.00	R
916649	REGENCY CAP AND GOWN	CHOIR ROBES/MUSIC GRANT	JOHN ADAMS MIDDLE SCHOOL	2,451.91	R
916734	RENAISSANCE LEARNING INC	STUDENT EQUIPMENT	SPECIAL EDUCATION REGULAR YEAR	293.16	R
916725	RESCUE ROOTER	OPEN ORDER-PLUMBING REPAIRS	FACILITY MAINTENANCE	2,000.00	R
916317	RIGBY EDUCATION/HARCOURT	1ST GRADE SPANISH READING	EDISON ELEMENTARY SCHOOL	2,582.76	R
916594	RIGBY EDUCATION/HARCOURT	READING MATERIALS	WILL ROGERS ELEMENTARY SCHOOL	1,511.69	R
916669	RIGBY EDUCATION/HARCOURT	KARINA-COTSEN PURCHASE	EDISON ELEMENTARY SCHOOL	593.97	R
916797	RIVERSIDE PUBLISHING COMPANY	PROTOCOLS	HEALTH SERVICES	387.86	R
916875	SANTA MONICA MALIBU EDUCATION	VARIOUS STUDENTS ITEMS	SANTA MONICA HIGH SCHOOL	6,500.00	R
916813	SANTA MONICA MUN BUS LINES	BUS PASSES	STUDENT SERVICES	2,000.00	U
916738	SAX ARTS/SCHOOL SPECIALTY	MATH MANIPULATIVES	MCKINLEY ELEMENTARY SCHOOL	334.00	R
916584	SCHMID, SIEGLINDE A	REIMBURSEMENT/CTEL EXAM FEE	STATE AND FEDERAL PROJECTS	303.00	R

PURCHASE ORDERS TO BE APPROVED AT THE BOARD MEETING OF APRIL 23, 2009

U-GENERAL FUND,UNRESTRICTED R-GENERAL FUND,RESTRICTED A-ADULT ED CD-CHILD DEVELOPMENT F-CAFETERIA
 SF-SPECIAL FINANCING (FLEX) BB,X-BONDS D-DEVELOPER FEES SR-SPECIAL RESERVE CAPITAL
 DF-DEFERRED MAINTENANCE SM-STATE MODERNIZATION

PO NO.	VENDOR	DESCRIPTION	LOCATION	AMOUNT	
916751	SCHOLASTIC INC	WORKBOOKS	CABRILLO ELEMENTARY SCHOOL	372.41	R
916884	SCHOLASTIC INC	CLASSROOM SUPPLIES	WILL ROGERS ELEMENTARY SCHOOL	33.04	R
916830	SCHOLASTIC MAGAZINES	CLASSROOM MAGAZINES	GRANT ELEMENTARY SCHOOL	1,390.49	R
916817	SCHOOL ANNUAL PUBLISHING	YEARBOOKS	MCKINLEY ELEMENTARY SCHOOL	2,946.46	R
916474	SCHOOL HEALTH CORPORATION	SCREENING SYSTEM	CHILD DEVELOPMENT CENTER	4,116.60	CD
916883	SCHOOL SPECIALTY INC	CLASSROOM SUPPLIES	WILL ROGERS ELEMENTARY SCHOOL	129.87	R
916845	SCHOOL SPECIALTY/BECKLEY CARDY	EETT MATH PURCHASE WRLC	STATE AND FEDERAL PROJECTS	1,156.43	R
916499	SEA CLEAR POOLS	EMERGENCY RESOLUTION NO. 08-14	FACILITY MAINTENANCE	18,419.30	R
916525	SEHI COMPUTER PRODUCTS	PRINTERS	SANTA MONICA HIGH SCHOOL	208.51	R
916682	SEHI COMPUTER PRODUCTS	INK CARTRIDGES	OLYMPIC CONTINUATION SCHOOL	215.47	R
916795	SEHI COMPUTER PRODUCTS	INK	SANTA MONICA HIGH SCHOOL	131.07	R
916888	SEHI COMPUTER PRODUCTS	CLASSROOM SUPPLIES	WILL ROGERS ELEMENTARY SCHOOL	684.25	R
916901	SEHI COMPUTER PRODUCTS	CLASSROOM PRINTER	WILL ROGERS ELEMENTARY SCHOOL	648.21	R
916249	SIR SPEEDY PRINTING #0245	BUSINESS CARDS	CHILD DEVELOPMENT CENTER	28.15	CD
916630	SIR SPEEDY PRINTING #0245	BUSINESS CARDS/JESSE BUNAYOG	FISCAL SERVICES	28.15	U
916802	SIR SPEEDY PRINTING #0245	PRINT BUSINESS CARD MASTERS	PRINTING SERVICES	1,515.50	U
916837	SIR SPEEDY PRINTING #0245	MUSIC PRINTING	CURRICULUM AND IMC	1,082.50	R
916696	SMART & FINAL	OPEN ORDER/PARENT ACTIVITY	CHILD DEVELOPMENT CENTER	100.00	CD
916874	SMART & FINAL	OPEN ORDER/INST SUP/SCIENCE	JOHN ADAMS MIDDLE SCHOOL	100.00	R
916873	SOCIAL STUDIES SCHOOL SVCS	OPEN ORDER/INST SUP/SOC ST	JOHN ADAMS MIDDLE SCHOOL	100.00	R
916619	SOUTHWEST SCHOOL SUPPLY	CLASSROOM SUPPLIES	ROOSEVELT ELEMENTARY SCHOOL	47.55	R
916731	STAPLES BUSINESS ADVANTAGE	Notebook Cable Lock	STATE AND FEDERAL PROJECTS	1,027.28	R
916604	STAPLES/P-U/VENICE/LINCOLN BL	OPEN ORDER/INST SUP/SPEC ED	JOHN ADAMS MIDDLE SCHOOL	158.00	R
916685	STAPLES/P-U/VENICE/LINCOLN BL	CLASSROOM SUPPLIES	SANTA MONICA HIGH SCHOOL	500.00	U
916789	STAPLES/P-U/VENICE/LINCOLN BL	CLASSROOM SUPPLIES	SANTA MONICA HIGH SCHOOL	200.00	R
916872	STAPLES/P-U/WLA/CUST#240174490	OPEN ORDER/INST SUP/HUM/TEAM	JOHN ADAMS MIDDLE SCHOOL	219.16	R
916585	STATE OF CALIFORNIA	FEE FOR WASH-WEST PLAYGRND PRJ	FACILITY MAINTENANCE	1,895.66	R
916758	STENHOUSE PUBLISHERS	Books for Cotsen Mentor	CURRICULUM AND IMC	65.08	R
916850	TEACHER DIRECT	KINDER MATH MANIPULATIVES	EDISON ELEMENTARY SCHOOL	109.33	R
916583	THUN, CHARLES R	REIMBURSEMENT -CTEL EXAM FEE	STATE AND FEDERAL PROJECTS	250.00	R
916866	TURF STAR INC	TOPDRESSER	THEATER OPERATIONS&FACILITY PR	10,683.66	R
916867	TURF STAR INC	JUNIOR SOD CUTTER	THEATER OPERATIONS&FACILITY PR	5,260.33	R
916742	UNIT CHEMICAL	CUSTODIAL SUPPLIES	FACILITY OPERATIONS	1,582.95	R
916686	VIRCO MFG CORP	STUDENTS DESKS	EDISON ELEMENTARY SCHOOL	808.90	R
916718	VONS MARKET-SANTA MONICA	OPEN ORDER/COOKING/SCIENCE	CHILD DEVELOPMENT CENTER	320.00	CD
916678	WARREN DISTRIBUTING INC.	OPEN ORDER-MAINT VEHICLES	FACILITY MAINTENANCE	200.00	R
916750	WEBB,SUZANNE MARIE	REIMBURSEMENT	LINCOLN MIDDLE SCHOOL	275.00	R
916587	WEXLER, LINDA Z.	REIMBURSEMENT/CTEL EXAM FEE	STATE AND FEDERAL PROJECTS	294.00	R
916521	WOLVERINE SPORTS	P.E. SUPPLIES	OLYMPIC CONTINUATION SCHOOL	290.76	R
916757	ZANER-BLOSER	HANDWRITING BOOKS	GRANT ELEMENTARY SCHOOL	1,428.63	R
				** NEW PURCHASE ORDERS	372,893.50

**** FACILITY IMPROVEMENTS: BONDS/STATE MODERNIZATON/NEW CONSTRUCTION/DEVELOPER FEES ****

916762	AMERICAN REPROGRAPHICS CO	PRINTING FOR JAMS B & G CLUB	JOHN ADAMS MIDDLE SCHOOL	1,000.00	X
916764	AMERICAN REPROGRAPHICS CO	BLUEPRINT SCANNING & INDEXING	BUSINESS SERVICES	5,000.00	BB
916691	AT&T	REFRESH CABLING NETWORK/TRANSP	TRANSPORTATION	5,588.41	BB
916595	CALIFORNIA OFFICE SYSTEMS INC	OPEN P.O. FOR OFFICE SUPPLIES	BUSINESS SERVICES	500.00	BB
				** FACILITY IMPROVEMENTS: BONDS/STATE MODERNIZATON/NEW CONSTRUCTION/DEVELOPER FEES	12,088.41

TO: BOARD OF EDUCATION

ACTION/CONSENT

04/23/09

FROM: TIM CUNEO / JANECE L. MAEZ / VIRGINIA I. HYATT

RE: ACCEPTANCE OF WORK COMPLETED BY JENN MATT AMENDMENT
FOR ORGAN CHAMBER MODIFICATION AND INSTALLATION - BID
#9.07

RECOMMENDATION NO. A.08

It is recommended that the Board of Education accept as completed Santa Monica High School Organ Chamber Modification and Installation in an amount of \$74,520.00.

Funding Information:

Budgeted: Yes
Fund: 01
Source: General Fund
Account Number: 01-91150-0-00000-85000-6200-015-2550
Description: Restore Barnum Hall

COMMENTS: In order to facilitate the release of the retention being held by the district, a Notice of Completion must be filed for thirty-five (35) days with the County of Los Angeles, pending board approval.

ORIGINAL CONTRACT AMOUNT	\$67,820.00
Change Order #1	\$6,700.00
TOTAL CONTRACT AMOUNT	\$74,520.00

MOTION MADE BY: Mr. Snell
SECONDED BY: Mr. de la Torre
STUDENT ADVISORY VOTE: N/A
AYES: All (6) (Dr. Escarce was absent)
NOES: None (0)

TO: BOARD OF EDUCATION

ACTION/CONSENT

04/23/09

FROM: TIM CUNEO / JANECE L. MAEZ / VIRGINIA I. HYATT

RE: AMENDMENT TO CONTRACT FOR DISTRICTWIDE LEAD PAINT
STABILIZATION - MATRIX ENVIRONMENTAL - BID #9.08 -
DEDUCTIVE CHANGE ORDER #1

RECOMMENDATION NO. A.09

It is recommended that the Board of Education authorize
Deducative Change Order #1 in an amount not to exceed
<\$2,731.48>, as an amendment to the contract for Matrix
Environmental, for a total contract amount of \$108,076.52.

Funding Information:

Budgeted: Yes
Fund: 14
Source: Deferred Maintenance
Account Number: 14-62050-0-00000-82000-5640-XXX-1500
Description: Site Improvement

COMMENTS: Change Order #1 represents the work listed below:

ORIGINAL CONTRACT AMOUNT	\$110,988.00
Change Order #1	<\$3,450.00>
Change Order #1	<\$3,450.00>
Change Order #1	\$4,168.52
TOTAL CONTRACT AMOUNT	\$108,076.52

This deductive change order constitutes the following deduction
to the scope of work:

1. The district office was removed from the scope of work.
<\$3,450.00>
2. The Santa Monica High School Greek Theatre was removed from
the scope of work. <\$3,450.00>
3. Additional work was needed during the construction of
Olympic High School. \$4,168.52

MOTION MADE BY: Mr. Snell
SECONDED BY: Mr. de la Torre
STUDENT ADVISORY VOTE: N/A
AYES: All (6) (Dr. Escarce was absent)
NOES: None (0)

TO: BOARD OF EDUCATION

ACTION/CONSENT

04/23/09

FROM: TIM CUNEO / JANECE L. MAEZ / VIRGINIA I. HYATT

RE: ACCEPTANCE OF WORK COMPLETED BY MATRIX ENVIRONMENTAL
FOR DISTRICTWIDE LEAD PAINT STABILIZATION - BID #9.08

RECOMMENDATION NO. A.10

It is recommended that the Board of Education accept as completed the work done at various locations by Matrix Environmental, in an amount of \$108,076.52.

Funding Information:

Budgeted: Yes
Fund: 14
Source: Deferred Maintenance
Account Number: 14-62050-0-00000-82000-5640-XXX-1500
Description: Site Improvement

COMMENTS: ORIGINAL CONTRACT AMOUNT	\$110,988.00
Change Order #1	<\$3,450.00>
Change Order #1	<\$3,450.00>
Change Order #1	\$4,168.52
<u>TOTAL CONTRACT AMOUNT</u>	<u>\$108,076.52</u>

In order to facilitate the release of the retention being held by the district, a Notice of Completion must be filed for thirty-five (35) days with the County of Los Angeles, pending board approval.

MOTION MADE BY: Mr. Snell
SECONDED BY: Mr. de la Torre
STUDENT ADVISORY VOTE: N/A
AYES: All (6) (Dr. Escarce was absent)
NOES: None (0)

TO: BOARD OF EDUCATION

ACTION/CONSENT

04/23/09

FROM: TIM CUNEO / JANECE L. MAEZ / STUART SAM

RE: CONTRACT AMENDMENT #4 FOR INCREASED ARCHITECTURAL SERVICES FOR PARKING LOT CONSTRUCTION ADMINISTRATION - JOHN ADAMS MIDDLE SCHOOL - KILLEFER FLAMMANG ARCHITECTS - MEASURE BB

RECOMMENDATION NO. A.11

It is recommended that the Board of Education approve Contract Amendment #4 with Killefer Flammang Architects to provide for construction administration services for the construction of the parking lot at the John Adams Middle School project, in an amount not to exceed \$14,680 for a total contract amount of \$107,800.

Funding Information

Budgeted: Yes

Fund: 21

Source: Building Fund

Account Number: 21-00000-0-00000-85000-5802-011-2600

Description: Consultant Services

COMMENTS: During the design phase of the Measure BB project at John Adams MS, the school site and staff determined that the staff parking lot should be relocated to the corner of Ocean Park Boulevard and 16th Street.

At their June 26, 2008 meeting, the Board of Education approved Contract Amendment #1 to Killefer Flammang Architects (KFA) to incorporate this revision into the documentation of the Boys and Girls Club project in lieu of planned improvements to the existing staff parking lot.

The previously approved Contract Amendment #1 was based on the assumption that the construction of the parking lot would occur within the scheduled timeframe of the John Adams MS Boys and Girls Club building. The parking lot is currently being prepared to be bid separately and therefore will be in construction after the Boys and Girls Club project is completed.

This Contract Amendment #4, for \$14,680, is for construction administration services for the 12 week construction period of the new parking lot. The revised contract total will be \$107,800.

ORIGINAL CONTRACT AMOUNT (Samohi organ chamber)	\$35,000
CONTRACT AMENDMENT #1 (Adams parking lot relocation)	\$35,000
CONTRACT AMENDMENT #2 (Adams coord. Fields, survey)	\$19,000
CONTRACT AMENDMENT #3 (Adams driveway relocation)	\$4,120
CONTRACT AMENDMENT #4 (Adams const. admin. pkg. lot)	\$14,680
<hr/> TOTAL CONTRACT AMOUNT	<hr/> \$107,800

MOTION MADE BY: Mr. Snell
SECONDED BY: Mr. de la Torre
STUDENT ADVISORY VOTE: N/A
AYES: All (6) (Dr. Escarce was absent)
NOES: None (0)

TO: BOARD OF EDUCATION

ACTION/CONSENT

04/23/09

FROM: TIM CUNEO / JANECE L. MAEZ / STUART SAM

RE: CONTRACT AMENDMENT #8 FOR INCREASED SCOPE -
ARCHITECTURAL SERVICES FOR SEPARATE INTERIM HOUSING
PACKAGE - JOHN ADAMS MIDDLE SCHOOL - OSBORN/KONING
EIZENBERG - MEASURE BB

RECOMMENDATION NO. A.12

It is recommended that the Board of Education approve Contract Amendment #8 with Osborn/Koning Eizenberg to provide additional architectural services to prepare a separate package for the relocatables to provide interim housing at John Adams Middle School, in an amount not to exceed \$28,110 for a total contract amount of \$2,459,175.

Funding Information

Budgeted: Yes

Fund: 21

Source: Building Fund

Account Number: 21-00000-0-00000-85000-5802-011-2600

Description: Consultant Services

COMMENTS: During construction of the Measure BB project at John Adams MS, eight relocatable buildings are planned to be installed on site to provide interim housing of administration and classrooms during construction. Osborn/Koning Eizenberg and staff have determined that it will be beneficial to the project schedule to document and construct the interim housing package as separate package. Additionally, separating the interim housing package from the main project should simplify the approval and certification process with the Division of the State Architect.

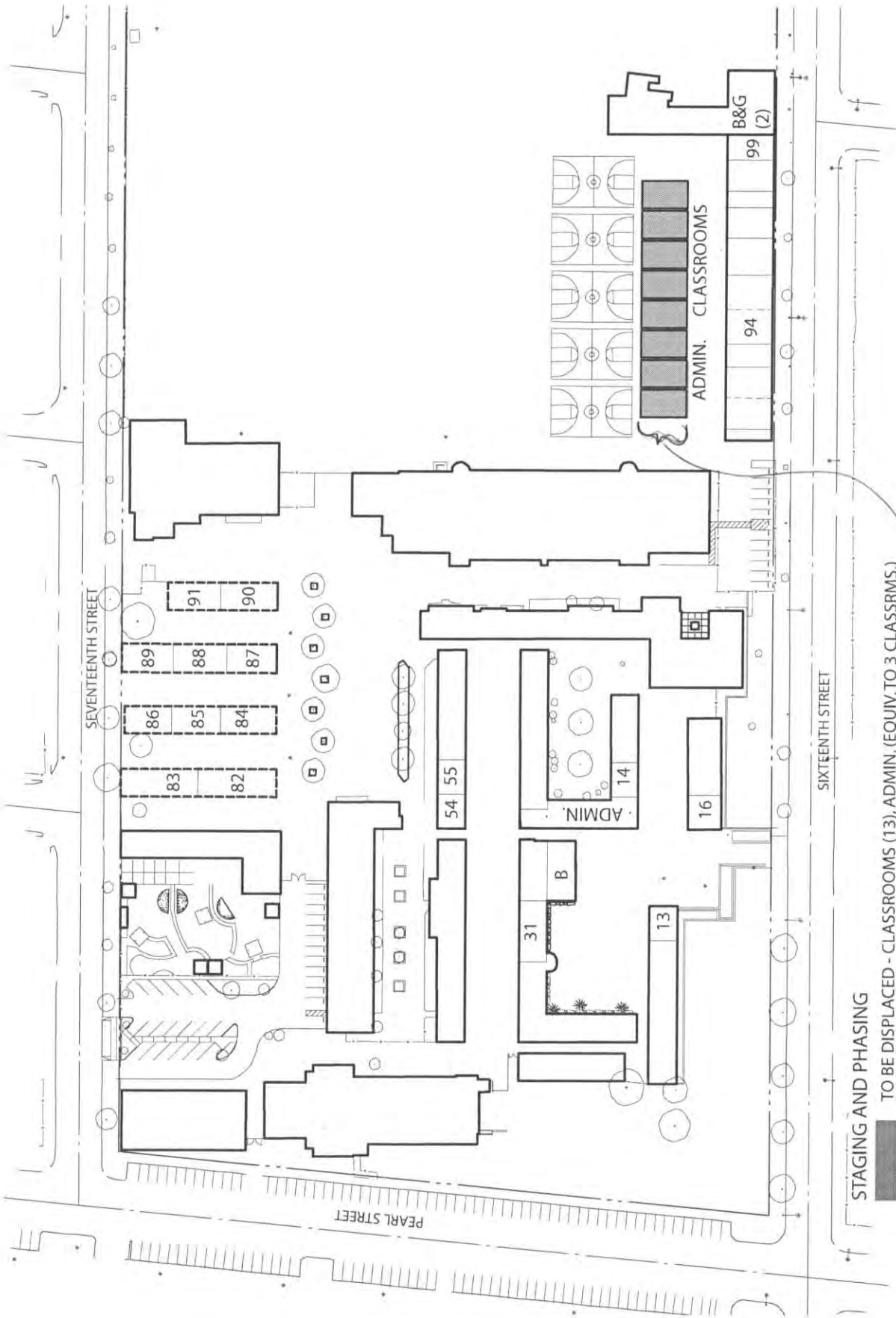
This Contract Amendment # 8, for \$28,110, is for architectural services to prepare a separate package for the interim housing at John Adams Middle School. The revised contract total will be \$2,459,175.

In addition, the value of Contract Amendment #5 is revised to reflect the actual value of the executed contract amendment with Osborn/Koning Eizenberg.

ORIGINAL CONTRACT AMOUNT (Prog./Schematic Design)	\$493,220
CONTRACT AMENDMENT #1 (Rogers ES Prog./Schematic Design)	\$100,620
CONTRACT AMENDMENT #2 (DD/CD/CA)	\$1,661,925
CONTRACT AMENDMENT #3 (Adams MS tennis courts/parking lot)	\$38,000
CONTRACT AMENDMENT #4 (Adams MS landscaped perimeter)	\$75,500
CONTRACT AMENDMENT #5 (Grant ES Safety Proj.) \$31,200	\$28,200
CONTRACT AMENDMENT #6 (Rogers ES Safety & Security Proj.)	\$16,600
CONTRACT AMENDMENT #7 (Adams MS add'l services coord.)	\$17,000
CONTRACT AMENDMENT #8 (Adams interim housing)	\$28,110
<u>TOTAL CONTRACT AMOUNT</u>	<u>\$2,459,175</u>

This scope of work was anticipated in the cost projections for the Measure "BB" budget.

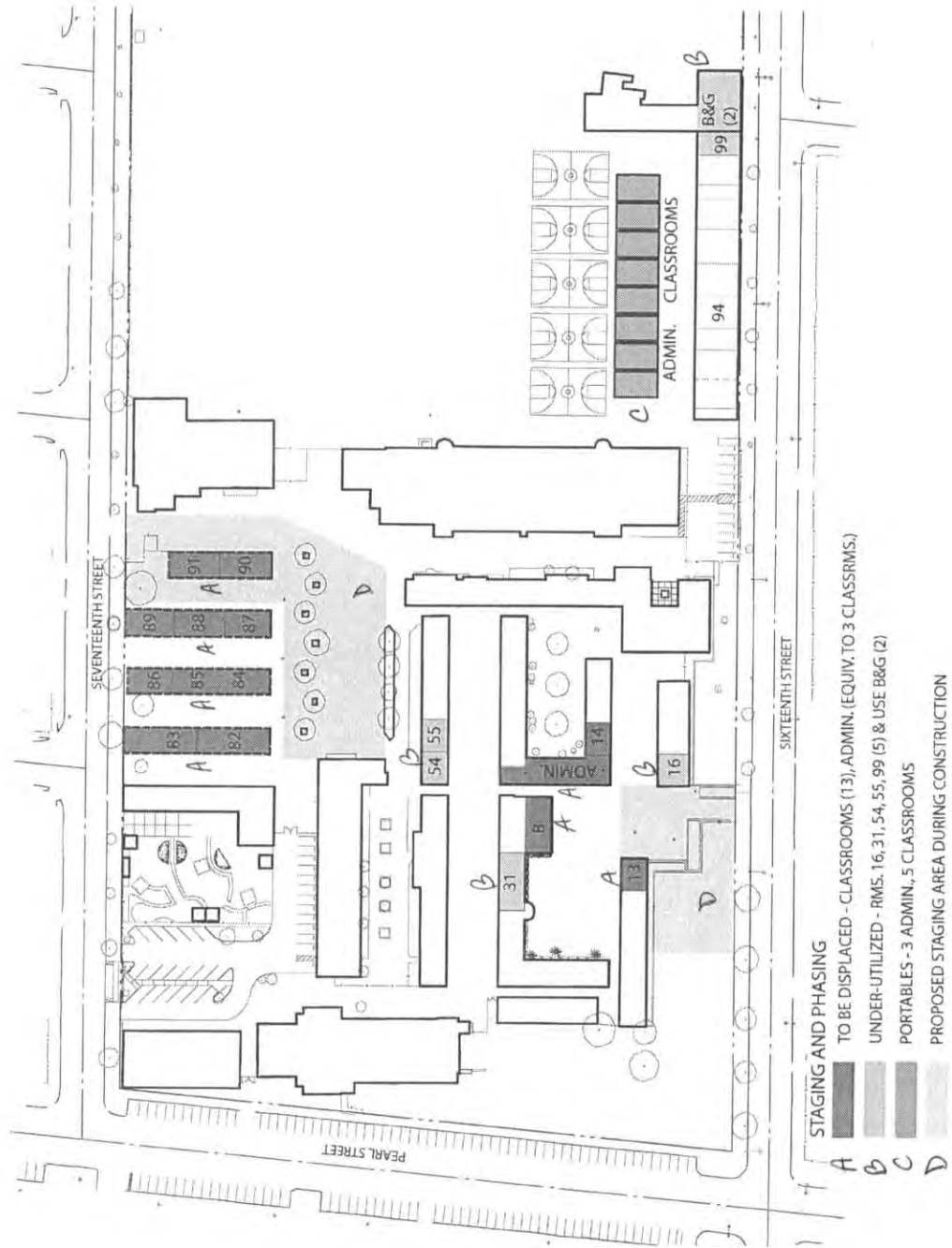
MOTION MADE BY: Mr. Snell
 SECONDED BY: Mr. de la Torre
 STUDENT ADVISORY VOTE: N/A
 AYES: All (6) (Dr. Escarce was absent)
 NOES: None (0)



STAGING AND PHASING

- TO BE DISPLACED - CLASSROOMS (13), ADMIN. (EQUIV. TO 3 CLASSRMS.)
- UNDER-UTILIZED - RMS. 16, 31, 54, 55, 99 (5) & USE B&G (2)
- PORTABLES - 3 ADMIN., 5 CLASSROOMS
- PROPOSED STAGING AREA DURING CONSTRUCTION

PHASING AND STAGING



TO: BOARD OF EDUCATION

ACTION/CONSENT

04/23/09

FROM: TIM CUNEO / JANECE L. MAEZ / STUART SAM

RE: CONTRACT AMENDMENT #2 FOR HAZARDOUS MATERIALS
INVESTIGATION AND REPORTS SERVICES, AS REQUIRED - ATC
ASSOCIATES - RFQ #9.05 - MEASURE BB

RECOMMENDATION NO. A.13

It is recommended that the Board of Education approve Contract Amendment #2 for ATC Associates to provide hazardous materials investigations, reports, abatement demolition plans, and bid specifications for pre-construction activities for Lincoln Middle School, Olympic High School, and Washington West, for the Measure BB Projects, in the amount of \$42,647, for a total contract amount of \$143,785.

Funding Information:

Budgeted: Yes

Fund: 21

Source: State School Building Fund

Account Number: 21-00000-0-00000-85000-5802-015-2600 (Lincoln) \$19,175

21-00000-0-00000-85000-5802-010-2600 (Olympic) \$15,540

21-00000-0-00000-85000-5802-011-2600 (WWest) \$ 7,932

Description: Independent Contractor / Consultant

COMMENTS: Prior to demolition and construction activities for the Measure BB projects, the District will require the services of ATC Associates to verify asbestos and lead containing materials and air quality, provide reports detailing the findings, prepare a hazardous materials abatement plan, and provide bid specifications for the abatement contract.

The original contract was approved on July 24, 2008. Contract Amendment #1 was approved on March 5, 2009 for eight (8) school sites. This Contract Amendment #2 is for an additional three (3) school sites.

ORIGINAL CONTRACT AMOUNT (Estimate)	\$100,000
CONTRACT AMENDMENT #1 (8 Sites, Net Add \$1,138)	\$101,138
CONTRACT AMENDMENT #2 (3 Sites)	\$ 42,647
<u>TOTAL CONTRACT AMOUNT:</u>	<u>\$143,785</u>

This scope of work was anticipated in the cost projections for the Measure BB budgets.

MOTION MADE BY: Mr. Snell

SECONDED BY: Mr. de la Torre

STUDENT ADVISORY VOTE: N/A

AYES: All (6) (Dr. Escarce was absent)

NOES: None (0)

TO: BOARD OF EDUCATION

ACTION/CONSENT

04/23/09

FROM: TIM CUNEO / JANECE L. MAEZ / STUART SAM

RE: CONTRACT AMENDMENT #8 FOR CEQA ENVIRONMENTAL DOCUMENTS,
ADDITIONAL ENVIRONMENTAL ANALYSIS FOR EIR - MALIBU
MIDDLE AND HIGH SCHOOL CAMPUS IMPROVEMENT PROJECT -
PBS&J - MEASURE BB

RECOMMENDATION NO. A.14

It is recommended that the Board of Education approve Contract Amendment #8 for PBS&J to perform additional environmental studies and analysis for the CEQA environmental document for Malibu High/Middle School, for Measure BB, in the amount of \$61,873, for a total contract amount of \$798,296.

Funding Information

Budgeted: Yes

Fund: 21

Source: State School Building Fund

Account Number: 21-00000-0-00000-85000-5802-010-2600

Description: Independent Contractor / Consultant

COMMENTS: Original Contract for CEQA environmental services for Malibu High School was approved on July 24, 2008. Contract Amendment #1 for Community Outreach for MHS was approved October 2, 2008. CEQA environmental services for Lincoln, Adams, Webster, Pt. Dume, Olympic, and Washington East and West, Contract Amendment #2, was approved November 6, 2008. Contract Amendment #3, approved on November 20, 2008, was for an Archeological Study to update a previous report from the original Coastal Development Permit (CDP) for the Malibu High School site. Contract Amendment #4, approved on December 11, 2008, provided an analysis of the lighting view-shed surrounding the athletic field at Malibu High School, to determine potential impacts of further development. Contract Amendment #5, approved on January 15, 2009, was for additional CEQA support activities for public outreach meetings at Malibu HS. Contract Amendment #6, approved on March 19, 2009, was for CEQA Categorical Exemptions for Cabrillo, Grant, McKinley, Rogers, and a Mitigated Negative Declaration (MND) anticipated at Webster. Contract Amendment #7 was approved on April 2, 2009, for additional traffic and parking studies, necessitated by public outreach meetings held at the Malibu High/Middle School site, and associated additional documentation and coordination with design work. This Contract Amendment #8 is for additional

environmental analysis and support due in part to additional traffic and parking scope, revised and additional EIR sections and related analysis, revised project description and related requirements to complete the EIR.

ORIGINAL CONTRACT AMOUNT	\$152,745
CONTRACT AMENDMENT #1 (Public Outreach)	\$ 70,150
CONTRACT AMENDMENT #2 (CEQA, 6 Schools)	\$281,809
CONTRACT AMENDMENT #3 (Archeo Survey)	\$ 9,146
CONTRACT AMENDMENT #4 (Lighting Study)	\$ 10,913
CONTRACT AMENDMENT #5 (CEQA Add Service)	\$ 44,949
CONTRACT AMENDMENT #6 (CEQA, 5 Schools)	\$102,005
CONTRACT AMENDMENT #7 (Malibu, Traffic)	\$ 63,706
CONTRACT AMENDMENT #8 (Malibu, EIR)	\$ 61,873
<u>TOTAL CONTRACT AMOUNT</u>	<u>\$798,296</u>

This scope of work was anticipated in the cost projections for the Measure BB budgets.

MOTION MADE BY: Mr. Snell
SECONDED BY: Mr. de la Torre
STUDENT ADVISORY VOTE: N/A
AYES: All (6) (Dr. Escarce was absent)
NOES: None (0)

TO: BOARD OF EDUCATION

ACTION/CONSENT

04/23/09

FROM: TIM CUNEO / MICHAEL D. MATTHEWS

RE: CERTIFICATED PERSONNEL - Elections, Separations

RECOMMENDATION NO. A.15

Unless otherwise noted, the following items are included in the 2008/2009 approved budget.

ADDITIONAL ASSIGNMENTS

EDISON ELEMENTARY SCHOOL

Paul, Cristina	200 hrs @\$40.46	1/5/09-6/19/09	<u>Est Hrly/\$8,092</u>
			TOTAL ESTABLISHED HOURLY \$8,092

Comment: Reading Specialist - 3rd grade classrooms
01-Unrestricted Resource

MALIBU HIGH SCHOOL

Buck, Katherine	59 hrs @\$82.76	3/16/09-6/19/09	<u>Own Hrly/\$4,883</u>
			TOTAL OWN HOURLY \$4,883

Comment: 6th Period Assignment
01-Gifts - Equity Fund

ROGERS ELEMENTARY SCHOOL

Mendinueto, Darwin	44 hrs @\$40.46	9/2/08-6/19/09	Est Hrly/\$1,780
Witt, Carl	44 hrs @\$40.46	9/2/08-6/19/09	Est Hrly/\$1,780
			TOTAL ESTABLISHED HOURLY \$3,560

Comment: Math Intervention
01-IASA: Title I Basic-LW Inc/Neg

Contreras, Sitara	12 hrs @\$40.46	12/8/08-3/30/09	Est Hrly/\$486
Dresher, Pam	12 hrs @\$40.46	12/8/08-3/30/09	Est Hrly/\$486
Mendinueto, Darwin	12 hrs @\$40.46	12/8/08-3/30/09	Est Hrly/\$486
Schneider, Kirsten	12 hrs @\$40.46	12/8/08-3/30/09	Est Hrly/\$486
			TOTAL ESTABLISHED HOURLY \$1,944

Comment: Lesson Link Preparation
01-Unrestricted Resource

SANTA MONICA HIGH SCHOOL

Alvarado, Robert	2.25 hrs @\$40.46	1/14/09	Est Hrly/\$91
Flanders, Matt	2.25 hrs @\$40.46	1/14/09	Est Hrly/\$91
Gow, William	2.25 hrs @\$40.46	1/14/09	Est Hrly/\$91
Semik, Renee	2.25 hrs @\$40.46	1/14/09	Est Hrly/\$91
			TOTAL ESTABLISHED HOURLY \$364

Comment: Lesson Link Planning
01-Gifted/Talented Educ (GATE)

Surrago, Michael	11 hrs @\$40.46	3/16/09-3/19/09	<u>Est Hrly/\$445</u>
			TOTAL ESTABLISHED HOURLY \$445

Comment: Math and English Intervention - A House
01-CAHSEE Intensive Instr & Serv

Gomez, Tony	14 hrs @\$40.46	2/18/09-3/11/09	Est Hrly/\$566
Roman, Bertha	14 hrs @\$40.46	2/18/09-3/11/09	Est Hrly/\$566
Ustation, Tina	14 hrs @\$40.46	2/18/09-3/11/09	Est Hrly/\$566
			TOTAL ESTABLISHED HOURLY \$1,698

Comment: After-School CAHSEE Intervention
01-CAHSEE Intensive Instr & Serv

HOURLY TEACHERSPT DUME ELEMENTARY SCHOOL

Loch, Amy	20 hrs @\$40.46	4/22/09-6/18/09	<u>Est Hrly/\$809</u>
TOTAL ESTABLISHED HOURLY			\$809

Comment: Choral Music, grades 3-5
01-Reimbursed by PTA

ROP

Serbin, Carole	200 hrs @\$45.34	3/5/09-5/22/09	<u>Est Hrly/\$9,068</u>
TOTAL ESTABLISHED HOURLY			\$9,068

Comment: ROP Instruction - Substitute
01-ROP-Classroom/Program

ADDITIONAL ASSIGNMENT - EXTRA DUTY UNITSEDISON ELEMENTARY SCHOOL

<u>Name</u>	<u>Rate</u>	<u>Assignment</u>	<u>Effective</u>	<u>Not to Exceed</u>
Boyd, Tom	2 EDU	5 th Grade Trip	9/08-6/09	\$512
Kohut, Jennifer	2 EDU	5 th Grade Trip	9/08-6/09	\$512
Morales, Carlos	2 EDU	5 th Grade Trip	9/08-6/09	\$512
Murcia, Constanza	2 EDU	5 th Grade Trip	9/08-6/09	\$512
TOTAL EDUS				\$2,048

FRANKLIN ELEMENTARY SCHOOL

<u>Name</u>	<u>Rate</u>	<u>Assignment</u>	<u>Effective</u>	<u>Not to Exceed</u>
Flynn, Paula	3.0 EDU	Writing Club	9/08-6/09	\$768
Kumasaka, Paul	1.5 EDU	Astro Camp	9/08-6/09	\$384
Powell, Erin	1.5 EDU	Astro Camp	9/08-6/09	\$384
Powell, Erin	2.0 EDU	Math Club	9/08-6/09	\$512
Silhavy, Dawn	3.0 EDU	Student Comm	9/08-6/09	\$768
Silhavy, Dawn	2.5 EDU	Astro Camp Coord	9/08-6/09	\$640
Silhavy, Dawn	2.0 EDU	Math Club	9/08-6/09	\$512
TOTAL EDUS				\$3,968

GRANT ELEMENTARY SCHOOL

<u>Name</u>	<u>Rate</u>	<u>Assignment</u>	<u>Effective</u>	<u>Not to Exceed</u>
Croft, Susan	3 EDU	Outdoor Camp	9/08-6/09	\$ 768
Donovan, Michael	3 EDU	Outdoor Camp	9/08-6/09	\$ 768
Hynding, Sheri	3 EDU	Outdoor Camp	9/08-6/09	\$ 768
O'Meara, Peggy	4 EDU	Outdoor Camp	9/08-6/09	\$1,024
Smith, Shelley	1 EDU	Outdoor Camp	9/08-6/09	\$ 256
TOTAL EDUS				\$3,584

MCKINLEY ELEMENTARY SCHOOL

<u>Name</u>	<u>Rate</u>	<u>Assignment</u>	<u>Effective</u>	<u>Not to Exceed</u>
Cervantes, Hayde	2 EDU	5 th gr. Overnight Trip	9/08-6/09	\$512
Daruty, Lila	1 EDU	4 th gr. Overnight Trip	9/08-6/09	\$256
Evans, Jennifer	2 EDU	5 th gr. Overnight Trip	9/08-6/09	\$512
Evans, Jennifer	1 EDU	Math Club	9/08-6/09	\$256
Sanschagrín, Marc	1 EDU	4 th gr. Overnight Trip	9/08-6/09	\$256
Sanschagrín, Marc	2 EDU	5 th gr. Overnight Trip	9/08-6/09	\$512
Talbott, Deborah	1 EDU	4 th gr. Overnight Trip	9/08-6/09	\$256
TOTAL EDUS				\$2,560

PT DUME ELEMENTARY SCHOOL

<u>Name</u>	<u>Rate</u>	<u>Assignment</u>	<u>Effective</u>	<u>Exceed</u>
Didion, Kelley	3.33 EDU	Overnight Trip	9/08-6/09	\$853
Dunn, Margo	3.33 EDU	Overnight Trip	9/08-6/09	\$853
Jennings, Kris	3.33 EDU	Overnight Trip	9/08-6/09	\$853
TOTAL EDUS				\$2,559

WEBSTER ELEMENTARY SCHOOL

<u>Name</u>	<u>Rate</u>	<u>Assignment</u>	<u>Effective</u>	<u>Exceed</u>
Cook, Kristina	2 EDU	Yosemite Trip	9/08-6/09	\$512
Kooy, Tracy	2 EDU	Yosemite Trip	9/08-6/09	\$512
Kooy, Tracy	1 EDU	Jr. Great Books	9/08-6/09	\$256
Papale, Jaqui	1 EDU	Math Club	9/08-6/09	\$256
Rose, Lori	1 EDU	Math Club	9/08-6/09	\$256
Smith, Rachel	2 EDU	Yosemite Trip	9/08-6/09	\$512
Verham, Karen	1 EDU	Astrocamp Trip	9/08-6/09	\$256
TOTAL EDUS				\$2,560

MALIBU HIGH SCHOOL - MS Academics

<u>Name</u>	<u>Rate</u>	<u>Assignment</u>	<u>Effective</u>	<u>Exceed</u>
Bixler, William	3 EDU	Orchestra	2/09-6/09	\$ 768
Cowgill, Elizabeth	1 EDU	Scholarship Adv	2/09-6/09	\$ 256
DeHope, Kathryn	1 EDU	Student Activities	2/09-6/09	\$ 256
Loch, Amy	3 EDU	Vocal Music	2/09-6/09	\$ 768
Leonard, Brigette	5 EDU	Drama	2/09-6/09	\$1,280
Leonard, Brigette	3 EDU	Student Activities	2/09-6/09	\$ 768
Tucker, Jack	3 EDU	Student Activities	2/09-6/09	\$ 768
TOTAL EDUS				\$4,864

MALIBU HIGH SCHOOL - HS Academics

<u>Name</u>	<u>Rate</u>	<u>Assignment</u>	<u>Effective</u>	<u>Exceed</u>
Bixler, William	2.0 EDU	Orchestra	2/09-6/09	\$ 512
Bowman-Smith, Carla	5.0 EDU	Yearbook	2/09-6/09	\$1,280
Clark, Jason	3.0 EDU	Student Activities	2/09-6/09	\$ 768
Cowgill, Elizabeth	3.0 EDU	Student Activities	2/09-6/09	\$ 768
Dahm, Katy	1.0 EDU	Scholarship Advisor	2/09-6/09	\$ 256
DeHope, Kathryn	10.5 EDU	Student Activities	2/09-6/09	\$2,688
Ervin, Jordan	5.0 EDU	Student Activities	2/09-6/09	\$1,280
Fekete, Vanessa	3.0 EDU	Student Activities	2/09-6/09	\$ 768
Fekete, Vanessa	5.0 EDU	Scholarship Advisor	2/09-6/09	\$1,280
Hacker, Thomas	3.5 EDU	Student Activities	2/09-6/09	\$ 896
Loch, Amy	2.0 EDU	Vocal Music	2/09-6/09	\$ 512
Mayle, Alex	3.0 EDU	Student Activities	2/09-6/09	\$ 768
Meyer, Andrew	12.0 EDU	Student Activities	2/09-6/09	\$3,072
Miller, Jennifer	5.0 EDU	Newspaper	2/09-6/09	\$1,280
Neier, Christopher	8.0 EDU	Student Activities	2/09-6/09	\$2,048
Neier, Christopher	13.0 EDU	Athletic Director	2/09-6/09	\$3,328
Owens, Rebecca	5.0 EDU	Student Activities	2/09-6/09	\$1,280
Plaia, Jodi	10.0 EDU	Drama	2/09-6/09	\$2,560
Prunier, Sarah	4.0 EDU	Senior Advisor	2/09-6/09	\$1,024
Sferra, Luke	4.0 EDU	Senior Advisor	2/09-6/09	\$1,024
TOTAL EDUS				\$27,392

MALIBU HIGH SCHOOL - HS Athletics - Spring

<u>Name</u>	<u>Rate</u>	<u>Assignment</u>	<u>Effective</u>	<u>Exceed</u>
Cary, John	13 EDU	Var. Track	2/09-6/09	\$3,328
Jacobs, Ari	13 EDU	Var. Softball	2/09-6/09	\$3,328
Lawson, Richard	13 EDU	Var. Boys Golf	2/09-6/09	\$3,328
Meyer, Andrew	12 EDU	Softball Asst	2/09-6/09	\$3,072
Mulligan, Michael	13 EDU	Var. Boys Swimming	2/09-6/09	\$3,328
Segesman, Timothy	13 EDU	Var. Girls Swimming	2/09-6/09	\$3,328
TOTAL EDUS				\$19,712

SANTA MONICA HIGH SCHOOL - HS Athletics - Spring

<u>Name</u>	<u>Rate</u>	<u>Assignment</u>	<u>Effective</u>	<u>Exceed</u>
Duron, Rob	13 EDU	Var. Baseball	2/09-6/09	\$3,328
Fischer, Tania	13 EDU	Var. Track	2/09-6/09	\$3,328
Flanders, Matthew	13 EDU	Var. Swimming	2/09-6/09	\$3,328
Henderson, Luke	12 EDU	Asst. Baseball	2/09-6/09	\$3,072
Kim, Doug	12 EDU	Asst. Baseball	2/09-6/09	\$3,072
Lacy, Norm	13 EDU	Athletic Director	2/09-6/09	\$3,328
Sato, Glen	12 EDU	Asst Boys Volleyball	2/09-6/09	\$3,072
Sato, Liane	13 EDU	Var. Boys Volleyball	2/09-6/09	\$3,328
Skaggs, Debbie	13 EDU	Var. Softball	2/09-6/09	\$3,328
Vollstedt, Todd	12 EDU	Asst Track	2/09-6/09	\$3,072
			TOTAL EDUS	\$32,256

TOTAL ESTABLISHED HOURLY, OWN HOURLY AND EXTRA DUTY UNITS = \$132,366

ELECTIONS

SUBSTITUTE TEACHERS

Effective

PREFERRED SUBSTITUTES

(@\$162.00 Daily Rate)

Lichterman, Mimi 3/30/09

CHANGE IN ASSIGNMENT

Effective

Baral, Sandra 3/18/09-6/19/09

Muir Elementary/Psychologist

From: 40%

To: 50%

LEAVE OF ABSENCE (with pay)

Name/Location

Effective

Haendel, Erin 4/2/09-5/10/09

SMASH [maternity]

Nemtsov, Rachel 5/18/09-6/19/09

Special Education [60% - maternity]

LEAVE OF ABSENCE (without pay)

Name/Location

Effective

Nemtsov, Rachel 9/4/09-6/25/10

Special Education [40% - child care]

Rishe, Jessica 7/1/09-6/30/10

SMASH [personal - 20%]

Strocker, Carly 9/4/09-6/25/10

John Adams MS [personal]

RESIGNATION

Name/Location

Effective

Tedford, Jennifer 4/3/09

Malibu High School

MOTION MADE BY: Mr. Snell

SECONDED BY: Mr. de la Torre

STUDENT ADVISORY VOTE: N/A

AYES: All (6) (Dr. Escarce was absent)

NOES: None (0)

TO: BOARD OF EDUCATION

ACTION/CONSENT

04/23/09

FROM: TIM CUNEO / MICHAEL D. MATTHEWS

RE: SPECIAL SERVICE EMPLOYEES

RECOMMENDATION NO. A.16

It is recommended that the following Special Services Employee contracts be approved in accordance with District policies and salary schedules, and be assigned pursuant to BP 4213.5. Funding for the positions listed is included in the 2007-08 budget.

<u>Name/Location</u>	<u>Not to Exceed</u>	<u>Effective Dates</u>	<u>Rate</u>
Kreft, Erik	\$600	7/1/08-7/4/08	\$150/day
Santa Monica High School; Band Camp Assistant			
FUNDING:	01-90120-0-11100-10000-2917-015-1501		-100%
Gifts			

MOTION MADE BY: Mr. Snell
SECONDED BY: Mr. de la Torre
STUDENT ADVISORY VOTE: N/A
AYES: All (6) (Dr. Escarce was absent)
NOES: None (0)

TO: BOARD OF EDUCATION

ACTION/CONSENT

04/23/09

FROM: TIM CUNEO / MICHAEL D. MATTHEWS / WILBERT YOUNG

RE: CLASSIFIED PERSONNEL - MERIT

RECOMMENDATION NO. A.17

It is recommended that the following appointments for Classified Personnel (merit system) be approved and/or ratified. All personnel will be properly elected in accordance with District policies and salary schedules.

<u>TEMP/ADDITIONAL ASSIGNMENTS</u>		<u>EFFECTIVE DATE</u>
COOPER, RAYMOND EDUCATIONAL SVCS	CAMPUS SECURITY OFFICER	3/26/09-3/27/09
GREENE, MILTON EDUCATIONAL SVCS	CAMPUS SECURITY OFFICER	3/26/09-3/27/09
JARAMILLO, GUIDO EDUCATIONAL SVCS	CAMPUS SECURITY OFFICER	3/26/09-3/27/09
JONES, CHANCY EDUCATIONAL SVCS	CAMPUS SECURITY OFFICER	3/26/09-3/27/09
LOPEZ, VICTORIA EDUCATIONAL SVCS	CAMPUS SECURITY OFFICER	3/26/09-3/27/09
MANGUM, DON EDUCATIONAL SVCS	CAMPUS SECURITY OFFICER	3/26/09-3/27/09
MARTIN, CHARLES EDUCATIONAL SVCS	CAMPUS SECURITY OFFICER	3/26/09-3/27/09
MARTIN, KEVIN EDUCATIONAL SVCS	CAMPUS SECURITY OFFICER	3/26/09-3/27/09
NUNEZ, SHERRY EDUCATIONAL SVCS	CAMPUS SECURITY OFFICER	3/26/09-3/27/09
PENA, JAIME EDUCATIONAL SVCS	CAMPUS SECURITY OFFICER	3/26/09-3/27/09
PRECIADO, DANIEL EDUCATIONAL SVCS	CAMPUS SECURITY OFFICER	3/26/09-3/27/09
SMITH, DUNELL EDUCATIONAL SVCS	CAMPUS SECURITY OFFICER	3/26/09-3/27/09
THOMPSON, TIANI EDUCATIONAL SVCS	CAMPUS SECURITY OFFICER	3/26/09-3/27/09
WILSON, STANLEY EDUCATIONAL SVCS	CAMPUS SECURITY OFFICER	3/26/09-3/27/09
<u>LEAVE OF ABSENCE (PAID)</u>		<u>EFFECTIVE DATE</u>
ANDERSON, SALLY ROGERS ELEMENTARY	ADMINISTRATIVE ASST MEDICAL	3/23/09-4/3/09

BAKER, TERRENCE MAINTENANCE	CUSTODIAN I MEDICAL	3/18/09-4/12/09
GOLDENBERG, AUDREY ROOSEVELT ELEMENTARY	INST ASST - CLASSROOM MEDICAL	4/22/09-5/13/09
GUZMAN, MARIANA FOOD SVCS	CAFETERIA WORKER I MEDICAL	2/24/09-6/19/09
GUZMAN, MARIANA FOOD SVCS	CAFETERIA WORKER I MEDICAL	9/8/09-9/30/09
LOHMEYER, JUDY PURCHASING	BUYER MEDICAL	3/2/09-5/7/09
PENA, JAIME SANTA MONICA HS	CAMPUS SECURITY OFFICER MEDICAL	3/14/09-4/30/09

LEAVE OF ABSENCE (UNPAID)

GRINDLE, ARIANNA PT DUME ELEMENTARY	INST ASST - CLASSROOM PERSONAL	<u>EFFECTIVE DATE</u> 9/8/09-12/18/09
--	-----------------------------------	---

ABOLISHMENT OF POSITION

SR OFFICE SPECIALIST	4 HRS/SY; MALIBU HS IND STUDY	4/6/09
INST ASST - SPECIAL ED 6 HRS/SY; LINCOLN MS		3/18/09

MOTION MADE BY: Mr. Snell
 SECONDED BY: Mr. de la Torre
 STUDENT ADVISORY VOTE: N/A
 AYES: All (6) (Dr. Escarce was absent)
 NOES: None (0)

TO: BOARD OF EDUCATION

ACTION/CONSENT

04/23/09

FROM: TIM CUNEO

RE: ADOPT BOARD OF EDUCATION MEETING SCHEDULE - 2009-10

RECOMMENDATION NO. A.18

It is recommended that the Board of Education adopt its meeting schedule for the 2009-10 school year. Meetings will continue to be held at the district office and Santa Monica and Malibu City Council Chambers.

COMMENT: The schedule of meetings appears on the attached page and will be printed in every agenda as part of the Table of Contents.

MOTION MADE BY: Mr. Snell
SECONDED BY: Mr. de la Torre
STUDENT ADVISORY VOTE: N/A
AYES: All (6) (Dr. Escarce was absent)
NOES: None (0)

SMMUSD Board of Education Meeting Schedule 2009-2010

Closed Session begins at 4:00pm
Public Meetings begin at 5:30pm

July through December 2009					
Month	1 st Thursday	2 nd Thursday	3 rd Thursday	4 th Thursday	Special Note:
July			7/16 DO		
August			8/20 DO		
September	9/3 DO		9/17 DO		First day of school: 9/9
October	10/1 M		10/15 DO	10/29 (5th Thurs)	
November	11/5 M		11/19 DO		Thanksgiving: 11/26-27
December		12/10 DO		winter break	
December 20 – 31: Winter Break					
January through June 2010					
January 1 – 2: Winter Break					
January		1/14 DO			
February	2/4 M		2/18 DO		
March	3/4 DO		3/18 DO	3/25 DO	*Stairway: 3/18 & 3/19
March 29 – April 9: Spring Break					
April	spring break	spring break		4/22 DO	
May	5/6 M		5/20 DO		
June	6/3 DO		6/17 DO		Last day of school: 6/25

District Office (DO): 1651 16th Street, Santa Monica.
 Malibu City Council Chambers (M): 23815 Stuart Ranch Road, Malibu, CA

TO: BOARD OF EDUCATION

ACTION/CONSENT

04/23/09

FROM: TIM CUNEO / CHIUNG-SALLY CHOU / LAUREL SCHMIDT

RE: EXPULSION OF STUDENT (B/D 10-14-92)

RECOMMENDATION NO. A.19

It is recommended that the Board of Education expel student (B/D 10-14-92).

COMMENT: The Principal of Santa Monica High School recommended the expulsion based on the student's violations of Education Code Sections 48900(C) and 48915(a)(3):

"Unlawful possession of a controlled substance."
Education Code 48915(a)(3)

"Unlawfully possessed, used, sold, or otherwise furnished, or been under the influence of, any controlled substance, alcoholic beverage or intoxicant of any kind."
Education Code 48900(c)

MOTION MADE BY: Mr. Snell

SECONDED BY: Mr. de la Torre

STUDENT ADVISORY VOTE: N/A

AYES: All (6) (Dr. Escarce was absent)

NOES: None (0)

MAJOR ITEMS

TO: BOARD OF EDUCATION

ACTION/MAJOR

04/23/09

FROM: TIM CUNEO / JANECE L. MAEZ

7:00pm

RE: PUBLIC HEARING - SPECIAL TAX (MEASURE R) - 2009-2010

RECOMMENDATION NO. A.20

It is recommended that the Board of Education hold a public hearing on the matter of the Special Parcel Tax (Measure R):
1) Regarding applying a Consumer Price Index (CPI-U) adjustment and 2) Allowing for public input on whether the priority programs to be supported by Funding Measure revenues should be modified in the Proposed Annual Plan. The hearing is scheduled for Thursday, April 23, 2009, at 7:00 p.m.

COMMENT: CPI-U Adjustment: Section 4. of Resolution 07-09, *Resolution Proposing a Renewal of Special Taxes to Be Placed on the February 4, 2008 Ballot for Voter Approval* requires that: "Prior to levying of the special tax each fiscal year, the Board shall conduct a public hearing on the matter. Notice of the time, date and place of hearing shall be published in accordance with applicable laws, posted at least twice in a newspaper of general circulation in the District, and posting shall commence at least fifteen (15) days prior to the hearing. Following said hearing each year, the Board shall adopt a resolution establishing the rate per parcel for that year, not to exceed \$346.00 per year adjusted annually for inflation by the CPI-U. "CPI-U" as used in this Resolution means the Consumer Price Index-All Urban Consumers, All Items for the Los Angeles-Riverside-Orange County, California Metropolitan Statistic Area, base period 1982-84=100, or its equivalent should this Index cease to exist in its current format. The annual CPI-U adjustment shall be based on the change in the CPI-U over the preceding fiscal year. Any tax levied shall become a lien upon the properties against which taxes are assessed and collectable as herein provided;"

According to *The Santa Monica-Malibu Schools Quality Education Funding Renewal Measure* Section 4.A, THE TAX LEVY-Tax Base, "The annual CPI-U adjustment shall be the twelve (12) month change in that index over the most recently available twelve (12) month period preceding the date on which the adjustment needs to be calculated for assessment purposes." Subsequent to the Public Hearing, the Board of Education will formally consider the adoption of a \$346.00 per parcel assessment for 2009-10 (no increase from the current

\$346.00 per parcel rate based on the 0% change in the CPI-U between February 2008 and February 2009).

Proposed Annual Plan: Section 5.B., ACCOUNTABILITY, PLANNING, PUBLIC INFORMATION, AND COMPLIANCE REVIEW PROVISIONS-Annual Plan, requires that an expenditure plan shall be developed annually for the succeeding fiscal year that will recommend expenditures of the tax proceeds, consistent with the intent of the Funding Measure. It further states that "The Proposed Annual Plan shall be presented for Board action each fiscal year in conjunction with the District's annual budget adoption process for the subsequent fiscal year. To facilitate public discussion, the Proposed Annual Plan shall be made available for public review ninety (90) calendar days prior to Board adoption of its annual budget." The Plan is attached and is available for public review on the District's website and in the Office of the Superintendent.

Public Comment Process: Section 5.C. provides that "No fewer than 60 calendar days before the Board acts on the annual budget for the subsequent fiscal year, the Board shall hold a noticed public hearing on the Proposed Annual Plan in order to allow for public input on whether the priority programs to be supported by Fund Measure revenues should be modified. No fewer than 30 calendar days before the Board acts on the annual budget for the subsequent fiscal year, the Proposed Annual Plan and the findings from the public hearing shall be reviewed by the Independent Citizens Oversight Committee which shall forward its recommendations to the Board." It also states that "Members of the public may comment on the plans, reports, and conditions of the Funding Measure during the public comment period of any meeting of the Independent Citizens Oversight Committee or any meeting of the Board."

Notice of the public hearing has been properly posted as required by Government Code §6061 in *The Santa Monica Daily Press* and *The Malibu Surfside News*.

OPEN PUBLIC HEARING (7:01pm)

MOTION MADE BY: Ms. Leon-Vazquez
SECONDED BY: Mr. Snell
STUDENT ADVISORY VOTE: N/A
AYES: Five (0)
NOES: None (0)
ABSENT: Dr. Escarce & Mr. Allen

CLOSE PUBLIC HEARING (7:02pm)

MOTION MADE BY: Ms. Leon-Vazquez
SECONDED BY: Mr. Snell
STUDENT ADVISORY VOTE: N/A
AYES: Five (5)
NOES: None (0)
ABSENT: Dr. Escarce and Mr. Allen

TO: BOARD OF EDUCATION

ACTION/MAJOR

04/23/09

FROM: TIM CUNEO / JANECE L. MAEZ

RE: ADOPT RESOLUTION NUMBER 08-32 - SPECIAL TAX (MEASURE R) - 2009-2010

RECOMMENDATION NO. A.21

It is recommended that the Board of Education resolve that the amount of the Special Tax (Measure R Parcel Tax) be adopted for the 2009-10 fiscal year, at the rate of \$346.00 per parcel, which includes a 0% CPI-U adjustment. The CPI-U adjustment was obtained from the U.S. Department of Labor, Bureau of Labor Statistics, a source considered as most credible and authoritative as prescribed in the original Proposition R language.

It is further recommended that the tax levy shall become a lien upon the properties against which taxes are assessed and collectable as provided in the October 25, 2007, Board Resolution No. 07-09, Section 4., *Resolution Proposing a Renewal of Special Taxes to Be Placed on the February 4, 2008 Ballot for Voter Approval.*

***** ***** ***** ***** ***** *****

Ms. Enriquez requested information regarding the number of seniors who qualified and/or signed up for the exemption. Ms. Maez said she could provide that information.

MOTION MADE BY: Mr. Snell
SECONDED BY: Ms. Leon-Vazquez
STUDENT ADVISORY VOTE: N/A
AYES: All (6) (Ms. Pye and Dr. Escarce were absent)
NOES: None (0)

TO: BOARD OF EDUCATION ACTION/MAJOR
04/23/09
FROM: TIM CUNEO / CHIUNG-SALLY CHOU / JEANNE DAVIS 7:05pm
RE: PUBLIC HEARING OF SPECIAL EDUCATION LOCAL AREA SERVICE
(SELPA) AND BUDGET PLAN

RECOMMENDATION NO. A.22

In compliance with IDEA, as amended in 2004, and California Education Code (EC) Section 56205 (b)(2) and EC Section (a), the Board of Education of the Santa Monica-Malibu Unified School District will receive public input regarding the Annual Budget and Service Plan. The Santa Monica-Malibu Unified School district has already approved the special education budget for school year 2008-2009 and established services. This hearing addresses established service requirements.

OPEN PUBLIC HEARING (7:13pm)

MOTION MADE BY: Mr. Pye

SECONDED BY: Mr. de la Torre

STUDENT ADVISORY VOTE: N/A

AYES: All (6) (Dr. Escarce was absent)

NOES: None (0)

CLOSE PUBLIC HEARING (7:14pm)

MOTION MADE BY: Mr. Snell

SECONDED BY: Ms. Pye

STUDENT ADVISORY VOTE:

AYES: All (6) (Dr. Escarce was absent)

NOES: None (0)

TO: BOARD OF EDUCATION

ACTION/MAJOR

04/23/09

FROM: TIM CUNEO / CHIUNG-SALLY CHOU / JEANNE DAVIS

RE: APPROVAL OF DISTRICT ANNUAL SERVICE PLAN AND BUDGET
PLAN FOR SPECIAL EDUCATION

RECOMMENDATION NO. A.23

It is recommended that the Board of Education approve the District's special education annual Service Plan and Budget Plan after the scheduled Public Hearing.

COMMENT: In compliance with the Individuals with Disabilities Education Act (IDEA), as amended in 2004, and California Education Code (EC) Section 56205(b)(2) and Section 56001(a), the Board of Education must approve the submission of the Santa Monica-Malibu Unified School District's Annual Service Plan and Budget Plan. This submission follows a public hearing requesting input on April 23, 2009. This process is a requirement and information is collected by the Tri-City Special Education Local Planning Area (SELPA).

Both the Service Plan and Budget Plan are located in the Special Education Department Office and are available to the public.

MOTION MADE BY: Mr. Snell

SECONDED BY: Mr. Allen

STUDENT ADVISORY VOTE: N/A

AYES: Four (4) (Mr. de la Torre, Ms. Leon-Vazquez, and Dr. Escarce were absent)

NOES: None (0)

TO: BOARD OF EDUCATION

ACTION/MAJOR

04/23/09

FROM: TIM CUNEO / JANECE L. MAEZ / STUART SAM

7:10pm

RE: PUBLIC HEARING - EVALUATION OF POTENTIAL EDISON
LANGUAGE ACADEMY EXPANSION PURSUANT TO CDE SITE
SELECTION STANDARDS - MEASURE "BB"

RECOMMENDATION NO. A.24

Prior to the Board of Education adopting Resolution 08-33 in the next agenda item, it is recommended that the Board hold a public hearing regarding the Evaluation of Potential Edison Language Academy Expansion Pursuant to CDE Site Selection Standards, as part of the Measure BB projects.

Public Comment:

- *Matthew Snowden, the attorney representing one of the parties, stated his client's opposition to the environmental plan.*

OPEN PUBLIC HEARING (7:20pm)

MOTION MADE BY: Mr. Snell

SECONDED BY: Ms. Pye

STUDENT ADVISORY VOTE: N/A

AYES: All (6) (Dr. Escarce was absent)

NOES: None (0)

CLOSE PUBLIC HEARING (7:23pm)

MOTION MADE BY: Ms. Leon-Vazquez

SECONDED BY: Ms. Pye

STUDENT ADVISORY VOTE: N/A

AYES: All (6) (Dr. Escarce was absent)

NOES: None (0)

TO: BOARD OF EDUCATION

ACTION/MAJOR

04/23/09

FROM: TIM CUNEO / JANECE L. MAEZ / STUART SAM

RE: ADOPT RESOLUTION 08-33 - EVALUATION OF POTENTIAL EDISON LANGUAGE ACADEMY EXPANSION PURSUANT TO CDE SITE SELECTION STANDARDS - MEASURE "BB"

RECOMMENDATION NO. A.25

It is recommended that the Board of Education adopt Resolution No. 08-33 to make certain findings that the two residential parcels abutting the Edison Language Academy, 2508 Virginia Avenue, Santa Monica, California 90404 (APN: 4274-005-032) and 2512 Virginia Avenue, Santa Monica, California 90404 (APN: 4274-005-033) ("Parcels"), meet the California Department of Education's ("CDE") school site selection standards.

The Measure BB Advisory Committee has evaluated the Parcels pursuant to the CDE site selection standards.

DISCUSSION:

The Santa Monica-Malibu Unified School District ("District") is contemplating the possible expansion and reconstruction of the Edison Language Academy. To accomplish its goal of expanding the campus, the District is considering acquiring two abutting parcels: 2508 Virginia Avenue, Santa Monica, California 90404 (APN: 4274-005-032) and 2512 Virginia Avenue, Santa Monica, California 90404 (APN: 4274-005-033)(collectively with the existing school site, the "Proposed School Site"). Before the District can acquire the parcels to expand the Edison Language Academy, the Board of Education must evaluate the two parcels to determine if they satisfy the CDE site selection standards.

The District engaged Daly Genik Architects/IBI (Daly); Christopher A. Joseph & Associates (CAJA); LFR, Inc. (LFR); Leighton Consulting, Inc.(Leighton); PSOMAS; PCR Services Corporation (PCR) to analyze the Proposed School Site pursuant to CDE's site selection standards. Presented below is each CDE site selection standard followed by the related finding:

1. The net usable acreage and enrollment for a new school site shall be consistent with the numbers of acres and enrollment established in the 2000 Edition, "School Site Analysis and Development" published by CDE and incorporated into this section by reference, in toto, unless sufficient land is not available or circumstances exist due to any of the following:

- (A.) Urban or suburban development results in insufficient available land even after considering the option of eminent domain.
- (B.) Sufficient acreage is available but it would not be economically feasible to mitigate geological or environmental hazards or other site complications

which pose a threat to the health and/or safety of students and staff.

- (C.) Sufficient acreage is available but not within the attendance area of the unhoused students or there is an extreme density of population within a given attendance area requiring a school to serve more students on a single site. Choosing an alternate site would result in extensive long-term bussing of students that would cause extreme financial hardship to the district to transport students to the proposed school site.
- (D.) Geographic barriers, traffic congestion, or other constraints would cause extreme financial hardship for the district to transport students to the proposed school site.

According to the Site Size Worksheet prepared by Daly, the architect, the current size of the Edison Language Academy, 4.9 acres, is far below the CDE size standard of 7.8 acres. While the acquisition of the two parcels would provide additional space for the school, the added acreage is still not sufficient (5.5 acres for the Proposed School Site versus CDE's size standard of 7.8 acres). This Site Size Worksheet is included in Appendix G of the Edison Language Academy Mitigated Negative Declaration (MND), dated April 3, 2009, and prepared by CAJA.

Multifamily residential units flank two sides of the campus and Virginia Avenue and Kansas Avenue flank the other two sides. As a result, the campus is surrounded by dense urban development leaving insufficient available land for the District to acquire. These multifamily residential properties are vastly more expensive to acquire than the two residential properties and the District has insufficient unallocated funds to acquire these multifamily parcels. Further, the acquisition of the multifamily residential units would cause far more residential displacement.

2. If a school site is less than the recommended acreage required, the district shall demonstrate how the students will be provided an adequate educational program including physical education as described in the district's adopted course of study.

The design of the proposed project on the Proposed School Site maximizes the available play space by having the classroom buildings in two-story buildings. With the two residential parcels, the expanded site results in a square-shaped campus that will allow the pre-school facility to be located in close proximity to the elementary classrooms while maintaining play space for both elementary and pre-school children. See Figure II-9 on page II-11 of the MND. The project's design will maintain the District's adopted course of study. No courses of study will be sacrificed due to space considerations.

3. The property line of the site even if it is a joint use agreement shall be at least the following distance from the edge of respective power line easements:

- (A.) 100 feet for 50-133 kV line.**
- (B.) 150 feet for 220-230 kV line.**
- (C.) 350 feet for 500-550 kV line.**

Pages IV-39 and IV-40 of the MND report that no such electrical lines are within the stated distances from the Proposed School Site. Further, LFR prepared an Addendum to CDE Checklist letter report, dated March 26, 2008, which is included as Appendix D-3 to the Mitigated Negative Declaration. LFR determined that only power lines less than 50 kV were within 350 feet of the Proposed School Site.

4. If the proposed site is within 1,500 feet of a railroad track easement, a safety study shall be done by a competent professional trained in assessing cargo manifests, frequency, speed, and schedule of railroad traffic, grade, curves, type and condition of track need for sound or safety barriers, need for pedestrian and vehicle safeguards at railroad crossings, presence of high pressure gas lines near the tracks that could rupture in the event of a derailment, preparation of an evacuation plan. In addition to the analysis, possible and reasonable mitigation measures must be identified.

On February 13, 2008, LFR produced a CDE Checklist letter report that found that based upon field observations, the nearest railroad tracks are approximately 0.35-mile north of the Proposed School Site. It concluded that there are no active railroad tracks within 1,500 feet of the Proposed School Site. This letter report is also included in Appendix D-3 of the MND. (See MND, p. IV-40.)

5. The site shall not be adjacent to a road or freeway that any site-related traffic and sound level studies have determined will have safety problems or sound levels which adversely affect the educational program.

The Proposed School Site and existing campus are bordered on two sides by Virginia Avenue and Kansas Avenue - two residential streets - and is within 500 feet of the I-10 Freeway. Table IV-8 on page IV-57 of the MND reports that the existing daytime noise levels at the Proposed School Site range from 54.9 to 72.2 decibels. Since the Proposed School Site will not add any substantial new traffic or noise sources, CAJA determined that there would not be significant sound impacts to the educational program. (MND, pp. IV-63 and IV-64.) Further, CAJA determined that neither traffic nor pedestrian hazards exist as a result of the Proposed School Site or its proximity to the I-10 freeway.

6. Pursuant to Education Code sections 17212 and 17212.5, the site shall not contain an active earthquake fault or fault trace.

Analysis of fault proximity to the Proposed School Site is included on pages IV-31 through IV-34 of the MND. Leighton prepared a Geotechnical Investigation and Recommendations for the Proposed Project, dated August 29, 2008 and an Addendum to Geotechnical Investigation and Recommendations for the Proposed Project, dated September 12, 2008, both of which are included in Appendix C of the MND. Leighton reported on Page 5 of the Addendum that the Proposed School Site does not contain an active earthquake fault or fault trace.

7. Pursuant to Education Code sections 17212 and 17212.5, the site is not within an area of flood or dam flood inundation unless the cost of mitigating the flood or inundation impact is reasonable.

On pages IV-47 and IV-48 of the MND, CAJA reports that the Proposed School Site is not within a 100-year flood hazard area depicted on Flood Insurance Maps. Further, Leighton reported on pages 4 and 5 of the Addendum to the Geotechnical Investigation and Recommendations for the Proposed Project that the Proposed School Site is not within an area of flood or dam flood inundation. (See Appendix C of the MND.)

8. The site shall not be located near an above-ground water or fuel storage tank or within 1500 feet of the easement of an above ground or underground pipeline that can pose a safety hazard as determined by a risk analysis study, conducted by a competent professional, which may include certification from a local public utility commission.

In its Addendum to the CDE Checklist letter report included in Appendix D of the MND, LFR evaluated and determined that there are no above-ground water or fuel storage tanks in the immediate vicinity of the Proposed School Site. Further, the finding concerning pipelines has already been made by the Board through its adoption of Resolution 08-07, a copy of which is included in Appendix E of the MND. (See MND, p. IV-40.)

9. The site is not subject to moderate to high liquefaction or landslides.

In its Addendum to Geotechnical Investigation and Recommendations for the Proposed School Site (Appendix C of the MND), Leighton studied and determined that the potential for liquefaction on the Proposed School Site is low and landslides are remote. (See MND, p. IV-33.)

10. The shape of the site shall have a proportionate length to width ratio to accommodate the building layout, parking and

playfields that can be safely supervised and does not exceed the allowed passing time to classes for the district.

The square shape of the Proposed School Site affords the best layout of school facilities. It allows the elementary and pre-school classrooms to both be located along one side of the Proposed School Site, thereby maximizing play space. The travel time between classes does not exceed District standards.

11. The site shall be easily accessible from arterial roads and shall allow minimum peripheral visibility from the planned driveways in accordance with the Sight Distance Standards established in the "Highway Design Manual," Table 201.1, published by the Department of Transportation, July 1, 1990 edition, and incorporated into this section by reference, in toto.

The Proposed School Site is easily accessible from arterial roads and allows minimum peripheral visibility from the planned driveways in accordance with the Sight Distance Standards established in the "Highway Design Manual," Table 201.1, published by the Department of Transportation, July 1, 1990 edition. (See Driveway Sight Distance Evaluation for the Edison Language Academy Project.)

12. The site shall not be on major arterial streets with a heavy traffic pattern as determined by site-related traffic studies including those that require student crossings unless mitigation of traffic hazards and a plan for the safe arrival and departure of students appropriate to the grade level has been provided by city, county or other public agency in accordance with the "School Area Pedestrian Safety" manual published by the California Department of Transportation, 1987 edition, incorporated into this section by reference, in toto.

The Proposed School Site encompasses the expansion of the existing Edison Language Academy campus that is located on residential streets and not on major arterial streets. (See Figures II-1 and II-2 on pages II-2 and II-3 of the MND.)

13. Existing or proposed zoning of the surrounding properties shall be compatible with schools in that it would not pose a potential health or safety risk to students or staff in accordance with Education Code section 17213 and Government Code section 65402 and available studies of traffic surrounding the site.

CAJA presented its analysis of land use, including zoning, on and surrounding the Proposed School Site on page IV-48 through page IV-52 of the MND and concluded that the Proposed School Site would be consistent with existing or proposed zoning. Further, the City of Santa Monica's Planning Commission determined that the Proposed School Site is consistent with the

General Plan and its associated Zoning Ordinance. (See Appendix J to MND.)

14. The site shall be located within the proposed attendance area to encourage student walking and avoid extensive bussing unless bussing is used to promote ethnic diversity.

The Proposed School Site is an expanded existing school within its attendance area. The existing school already has established student walking patterns and no change in bussing would result. The Proposed School Site would only strengthen walking habits. (See Section I, Introduction, of MND.)

15. The site shall be selected to promote joint use of parks, libraries, museums and other public services, the acreage of which may be included as part of the recommended acreage.

The Proposed School Site is an expanded existing school. Further, on page IV-70, the MND states that the Proposed School Site will foster joint use of its facilities with the City of Santa Monica.

16. The site shall be conveniently located for public services including but not limited to fire protection, police protection, public transit and trash disposal whenever feasible.

The Proposed School Site is an expanded existing school with established public services. The Proposed School Site would strengthen existing lines of public services. (See MND, pp. IV-66 through IV-69.)

17. The district shall consider environmental factors of light, wind, noise, aesthetics, and air pollution in its site selection process.

The Proposed School Site involves an expansion of the existing Edison Language Academy. The expanded portion has undergone evaluation of light, wind, noise, aesthetics and air pollution in the MND. For each environmental factor, the Proposed School Site will not expose its occupants to any significant environmental hazards or impacts.

18. Easements on or adjacent to the site shall not restrict access or building placement.

PSOMAS conducted an investigation and determined that there are no easements that conflict with access to or building placement on the Proposed School Site.

19. The cost and complications of the following shall be considered in the site selection process and should not result in undue delays or unreasonable costs consistent with State Allocation Board standards:

(A.) Distance of utilities to the site, availability and affordability of bringing utilities to the site.

Utilities are adjacent to the site, adequate and affordable. The Proposed School Site is an existing campus with established power, gas, water, sewer and storm drain utilities. The utility costs for connecting to the new facilities are expected to be reasonable.

(B.) Site preparation including grading, drainage, demolition, hazardous cleanup, including cleanup of indigenous material such as serpentine rock, and off-site development of streets, curbs, gutters and lights.

Site preparation requirements have been reviewed and anticipated and are not expected to cause undue delays or excessive costs. Hazardous materials on the Proposed School Site have been evaluated and found to be minimal. Abatement has been included in the project cost estimate. No serpentine rock has been discovered or is expected to be encountered at the Proposed School Site. The Proposed School Project is in a highly developed residential area with established off-site streets, curbs, gutters and lights. No further off-site development is required. Minor adjustments to curbs, gutters, street lighting and replacement of trees have all been coordinated with the City of Santa Monica.

(C.) Eminent domain, relocation costs, severance damage, title clearance and legal fees.

The District will make every effort to acquire the two parcels adjacent to the school site by negotiated acquisition. However, to the extent that the District must condemn the properties, the cost of doing so, including relocation costs and legal fees, will still be less than pursuing the alternate configurations for expansion, i.e., acquiring multifamily residential properties.

(D.) Long-term high landscaping or maintenance costs.

The project design has been reviewed in detail with the District Maintenance and Operations Department and no unusual long term landscaping or maintenance costs are expected.

(E.) Existence of any wildlife habitat that is on a protected or endangered species list maintained by any state or federal agency, existence of any wetlands, natural waterways, or areas that may support migratory species, or evidence of any environmentally sensitive vegetation.

As described in the MND, the Proposed School Site is a highly urbanized area with no wildlife habitat, native flora, wetlands, natural waterways or areas that may support migratory species.

20. If the proposed site is on or within 2,000 feet of a significant disposal of hazardous waste, the school district shall contact the Department of Toxic Substances Control for a determination of whether the property should be considered a Hazardous Waste Property or Border Zone Property.

The Board previously found that the Proposed School Site is not on or within 2,000 feet of a significant disposal of hazardous waste. (See Appendix J of the MND; see also pp. IV-37 through IV-39 of the MND.)

21. Meet with appropriate local government, recreation, and park authorities to consider possible joint use of the grounds and buildings and to coordinate the design to benefit the intended users as required by Education Code section 35275.

District staff and CAJA have consulted with the City of Santa Monica to consider joint use of the redeveloped school.

22. Give written notice to the local planning agency having jurisdiction to review the proposed school site or addition to an existing school site and request a written report from the local planning agency of the investigations and recommendations for each proposed site with respect to conformity with the adopted general plan as required by Public Resources Code Section 21151.2 and Government Code Section 65402.

Written notice was given to the City of Santa Monica Planning Commission who considered the Proposed School Site and issued a written report finding the Proposed School Site to be in conformity with Santa Monica's General Plan. (See Appendix J to the MND.)

23. Comply with Education Code Sections 17212 and 17212.5, with particular emphasis upon an engineering investigation made of the site to preclude locating the school on terrain that may be potentially hazardous:

- (A.) The geological and soils engineering study shall address all of the following:**
 - (i.) Nature of the site including a discussion of liquefaction, subsidence or expansive soils, slope, stability, dam or flood inundation and street flooding.**
 - (ii.) Whether the site is located within a special study zone as defined in Education Code Section 1721.2.**
 - (iii.) Potential for earthquake or other geological hazard damage.**
 - (iv.) Whether the site is situated on or near a pressure ridge, geological fault or fault trace**

that may rupture during the life of the school building and the student risk factor.

- (v.) Economic feasibility of the construction effort to make the school building safe for occupancy.
- (B.) Other studies shall include the following:
 - (i.) Population trends
 - (ii.) Transportation
 - (iii.) Water supply
 - (iv.) Waste disposal facilities
 - (v.) Utilities
 - (vi.) Traffic hazards
 - (vii.) Surface drainage conditions
 - (viii.) Other factors affecting initial and operating costs.

Leighton conducted an engineering investigation of the Proposed School Site considering each of the factors in (A.) above and determined the Proposed School Site was geologically appropriate. (See Appendix C of the MND.)

The study of population trends is provided on pages IV-65 and IV-66 of the MND. CAJA concludes that the Proposed School Site would not cause any significant population impact or growth.

The transportation study is provided on pages IV-70 through IV-82 of the MND. CAJA's analysis did not reveal any significant transportation impact as a result of the Proposed School Site.

A study of available water supply is presented on pages IV-84 and IV-85 of the MND. CAJA determined that adequate water supplies are available for the Proposed School Site.

A traffic hazards study is presented on pages IV-41 and IV-42 of the MND. CAJA determined that there are no significant traffic hazards that would be caused by the Proposed School Site. Rather, the division of parking access between Virginia Avenue and Kansas Avenue, and the inclusion of a drop-off and pick-up lane fronting the campus on Virginia Avenue will improve traffic circulation and safety.

A study of surface drainage conditions is presented on pages IV-42 through IV-47 of the MND. CAJA determined that surface drainage conditions would not be degraded, but improved with the addition of features that percolate runoff into the ground and store it for irrigation use.

The energy efficiency gains in the new facilities at the Proposed School Site would offset and eventually outstrip any costs of start up or operation of the redeveloped school. (See pp. IV-15 through IV-23 of the MND.)

24. Prepare an environmental impact report, or negative declaration in compliance with the Environmental Quality Act, Public Resources Code, Division 13, (commencing with Section

21000 with particular attention to Section 21151.8). As required by Education Code Section 17213, the written findings of the environmental impact report or negative declaration must include a statement verifying that the site to be acquired for school purposes is not currently or formerly a hazardous, acutely hazardous substance release, or solid waste disposal site or, if so, that the wastes have been removed. Also, the written findings must state that the site does not contain pipelines which carry hazardous wastes or substances other than a natural gas supply line to that school or neighborhood. If hazardous air emissions are identified, the written findings must state that the health risks do not and will not constitute an actual or potential danger of public health of students or staff. If corrective measures of chronic or accidental hazardous air emissions are required under an existing order by another jurisdiction, the governing board shall make a finding that the emissions have been mitigated prior to occupancy of the school.

CAJA prepared an MND in compliance with the California Environmental Quality Act. Further, the District's Board made the written findings described above by adopting Resolution 08-07, which is included in Appendix E of the MND.

25. Consult with, or demonstrate that the lead agency, if other than the district preparing the environmental impact report or negative declaration, has consulted with the appropriate city/county agency and with any air pollution control district or air quality management district having jurisdiction, concerning any facilities having hazardous or acutely hazardous air emissions within one fourth of a mile of the proposed school site as required by Education Code Section 17213.

This has been accomplished in conjunction with the Board's adoption of Resolution 08-07. (See Section 5 of Resolution 08-07 in Appendix E of the MND.)

26. For purposes of Environmental Site Assessment, school districts shall comply with Education Code Sections 17210.1, 17213.1, and 17213.2.

LFR conducted an Environmental Site Assessment consistent with the requirements of the Department of Toxic Substances Control. (See page IV-35 and Appendix D-1 of the MND.) However, the District will not seek DTSC's oversight or approval since the Proposed Project is locally bond funded with no contribution of state funds.

27. Follow the recommendations of the State Superintendent of Public Instruction report based upon the Department of Transportation, Division of Aeronautics, findings, if the proposed site is within two miles of the center line of an airport runway or proposed runway as required by Education Code Section 17215.

The existing school site was acquired by the District prior to 1966. Pursuant to CDE's School Facilities Planning Division Advisory 00-05, dated April 27, 2000, the expansion of the existing Edison Language Academy campus is exempt from this requirement.

The presentation can be found under Attachments at the end of these minutes.

Ms. Enriquez asked if the edible school yard project could be incorporated into the curriculum, perhaps a science class. Ms. Maez replied that that is exactly what that project does.

Ms. Leon-Vazquez inquired about restroom facilities near the fields in case those fields are to be used by the public. Ms. Maez explained that these fields are not yet in a facilities agreement. Mr. Allen voiced his support for restroom facilities near the field for potential future public use. (Correction: Following the board meeting, it was determined that a Playground Partnership Program was anticipated in the Edison project and both a restroom and storage room were already incorporated in the design.)

Mr. de la Torre requested to see the full report regarding air particles from the nearby freeway.

MOTION MADE BY: Mr. Snell
SECONDED BY: Ms. Pye
STUDENT ADVISORY VOTE: N/A
AYES: All (6) (Dr. Escarce was absent)
NOES: None (0)

**SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT
BOARD OF EDUCATION**

**RESOLUTION NO. 08-33 -FINDINGS REGARDING POTENTIAL EDISON
LANGUAGE ACADEMY EXPANSION USING CDE SITE SELECTION STANDARDS**

WHEREAS, the Santa Monica-Malibu Unified School District (District) is considering expanding the Edison Language Academy by acquiring two abutting parcels: 2508 Virginia Avenue, Santa Monica, California 90404, APN: 4274-005-032 and 2512 Virginia Avenue, Santa Monica, California 90404, APN: 4274-005-033, for the reconstruction of the Edison Language Academy (collectively, the "Proposed School Site"); and

WHEREAS, the California Department of Education (CDE) requires a school district to evaluate a proposed school site expansion by specific site selection standards at a public hearing; and

WHEREAS, The District engaged Daly Genik Architects/IBI (Daly); Christopher A. Joseph & Associates (CAJA); LFR, Inc. (LFR); Leighton Consulting, Inc. (Leighton), PSOMAS; and PCR Services Corporation (PCR) to analyze the Proposed School Site's adherence with applicable CDE site selection standards; and

WHEREAS, the District previously adopted Resolution 08-07 addressing the suitability of the expansion concerning certain hazardous conditions and air quality; and

WHEREAS, CAJA prepared a Mitigated Negative Declaration for the Edison Language Academy on the Proposed School Site.

NOW, THEREFORE, BE IT RESOLVED, that the Santa Monica-Malibu Unified School District Board of Education hereby finds as follows:

1. The net usable acreage and enrollment for the Proposed School Site is not consistent with the numbers of acres and enrollment established in the 2000 Edition, "School Site Analysis and Development" because based upon the Board Item and its referenced documents, urban development results in insufficient available land even after considering the option of eminent domain. Further, it would not be economically feasible to acquire the alternative adjacent properties.
2. Based on the Board Item and its referenced documents, the Edison Language Academy's students will be provided an adequate educational program including physical education as described in the District's adopted course of study.

3. Based on the Board Item and its referenced documents, the property line of the Proposed Project Site is at least the following distances from the edge of respective power line easements:
 - (A.) 100 feet for 50-133 kV line.
 - (B.) 150 feet for 220-230 kV line.
 - (C.) 350 feet for 500-550 kV line.
4. Based on the Board Item and its referenced documents, there are no railroad easements within 1,500 feet of the Proposed School Site.
5. Based on the Board Item and its referenced documents, the Proposed School Site is not adjacent to a road or freeway that any site-related traffic and sound level studies have determined will have safety problems or sound levels which adversely affect the educational program.
6. Based on the Board Item and its referenced documents and pursuant to Education Code sections 17212 and 17212.5, the Proposed School Site does not contain an active earthquake fault or fault trace.
7. Based on the Board Item and its referenced documents and pursuant to Education Code sections 17212 and 17212.5, the Proposed School Site is not within an area of flood or dam flood inundation.
8. Based on the Board Item and its referenced documents, the Proposed School Site is not be located near an above-ground water or fuel storage tank or within 1500 feet of the easement of an above ground or underground pipeline that can pose a safety hazard as determined by a risk analysis study, conducted by a competent professional, which may include certification from a local public utility commission.
9. Based on the Board Item and its referenced documents, the Proposed School Site is not subject to moderate to high liquefaction or landslides.
10. Based on the Board Item and its referenced documents, the shape of the Proposed School Site has a proportionate length to width ratio to accommodate the building layout, parking and playfields that can be safely supervised and does not exceed the allowed passing time to classes for the District.
11. Based on the Board Item and its referenced documents, the Proposed School Site is easily accessible from arterial

- roads and allows minimum peripheral visibility from the planned driveways in accordance with the Sight Distance Standards established in the "Highway Design Manual," Table 201.1, published by the Department of Transportation, July 1, 1990 edition.
12. Based on the Board Item and its referenced documents, the Proposed School Site is not on any major arterial streets.
 13. Based on the Board Item and its referenced documents, the existing or proposed zoning of the surrounding properties are compatible with schools in that the Proposed School Site would not pose a potential health or safety risk to students or staff in accordance with Education Code section 17213 and Government Code section 65402 and available studies of traffic surrounding the Proposed School Site.
 14. Based on the Board Item and its referenced documents, the Proposed School Site is located within the attendance area that encourages student walking and avoids extensive bussing.
 15. Based on the Board Item and its referenced documents, the Proposed School Site is selected to promote joint use of parks, libraries, museums and other public services.
 16. Based on the Board Item and its referenced documents, the Proposed School Site is conveniently located for public services including but not limited to fire protection, police protection, public transit and trash disposal.
 17. Based on the Board Item and its referenced documents, the District considered the environmental factors of light, wind, noise, aesthetics, and air pollution in selecting the Proposed School Site for evaluation.
 18. Based on the Board Item and its referenced documents, the easements on or adjacent to the Proposed School Site do not restrict access or building placement.
 19. Based on the Board Item and its referenced documents, the cost and complications of the Proposed School Project will not result in undue delays or unreasonable costs consistent with State Allocation Board standards.
 20. Based on the Board Item and its referenced documents, the Proposed School Site is not on or within 2,000 feet of a significant disposal of hazardous waste.

21. The District met with appropriate local government, recreation, and park authorities to consider possible joint use of the grounds and buildings and to coordinate the design to benefit the intended users as required by Education Code section 35275.
22. The District gave written notice to the local planning agency having jurisdiction to review the Proposed School Site and requested a written report from the local planning agency of the investigations and recommendations for with respect to conformity with the adopted general plan as required by Public Resources Code Section 21151.2 and Government Code Section 65402.
23. Based on the Board Item and its referenced documents, the District complied with Education Code Sections 17212 and 17212.5, with particular emphasis upon an engineering investigation made of the Proposed School Site to preclude locating the school on terrain that may be potentially hazardous.

Based on the Board Item and its referenced documents, the District studied the following with respect to the Proposed School Site:

- (i.) Population trends
- (ii.) Transportation
- (iii.) Water supply
- (iv.) Waste disposal facilities
- (v.) Utilities
- (vi.) Traffic hazards
- (vii.) Surface drainage conditions
- (viii.) Other factors affecting initial and operating costs.

24. The District prepared a Mitigated Negative Declaration in compliance with the California Environmental Quality Act, Public Resources Code, Division 13, (commencing with Section 21000 with particular attention to Section 21151.8).
25. The District consulted with the appropriate city/county agency and with any air pollution control district or air quality management district having jurisdiction, concerning any facilities having hazardous or acutely hazardous air emissions within one fourth of a mile of the proposed school site as required by Education Code Section 17213.
26. Based on the Board Item and its referenced documents, the District conducted its environmental site assessment of

the Proposed School Site pursuant to Education Code Sections 17210.1, 17213.1, and 17213.2.

27. Based on the Board Item and its referenced documents, the Proposed School Site is exempt from following the recommendations of the State Superintendent of Public Instruction report based upon the Department of Transportation, Division of Aeronautics, findings.


PASSED AND ADOPTED by the Santa Monica-Malibu Unified School District of Los Angeles County at a regular meeting held on this 23rd day of April 2009.

AYES: 6

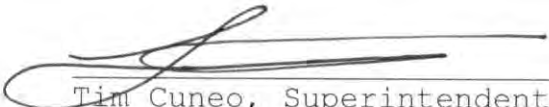
NOES: 0

ABSTENTIONS: 0

ABSENT: 1 (Dr. Escarce)



Ralph Mechur, President
Board of Education



Tim Cuneo, Superintendent
Santa Monica-Malibu
Unified School District

TO: BOARD OF EDUCATION

ACTION/MAJOR

04/23/09

FROM: TIM CUNEO / JANECE L. MAEZ

RE: APPROVAL OF EXTENSION OF MASTER FACILITIES USE
AGREEMENT WITH THE CITY OF SANTA MONICA

RECOMMENDATION NO. A.26

It is recommended that the Board of Education approve the recommendations of the Adjustment Conference Committee and extend the Master Agreement and supplemental agreements with the City of Santa Monica for an additional three years (ending June 20, 2012), including an increase the City's base payment by the February CPI, with a minimum of 2% and a maximum of 4%, per the terms of the Agreement. Assuming a CPI adjustment of 2%, funding would total \$7.6 million for next fiscal year.

COMMENT

The five-year Master Facilities Use Agreement calls for an adjustment conference in January 2009 to assess the state of the community use of District facilities, the fiscal status of the City and the School District, and whether to recommend that the Agreement and related supplemental agreements be extended for an additional three year period through June 2012. Officials and staff of the City and School District met over the last three months to review each entity's fiscal conditions and budgetary challenges, including the challenges facing each as a result of the unprecedented economic downturn and State budget reductions. The Committee recommends:

- Extending the Master Facilities Use Agreement and related supplemental agreements through June 30, 2012, maintaining the annual base payment of \$7,494,503 and adjusting that amount by CPI per the terms of the existing contract. For FY 2009-10, the CPI increase will be 2%. Additional CPI adjustments will be made in FY 2010-11 and FY 2010-12.
- Convening an adjustment conference each January during the term of the Agreement to discuss any additional adjustments in payment based on the value to the City of use of the District's facilities and the City's ability to provide the School District with additional compensation for the use of District properties.
- That the City and School District develop a methodology to be used in reviewing the growth of the City's "Big 8" revenues that looks backwards over the past two fiscal years but also looks forward to the City's projected revenues and expenditures to allow for the consideration of the City's fiscal status, including projected revenues and expenditures.
- That the School District include and clearly acknowledge annual payments made by the City in its annual budget as a separate income line item.

- That the District continue to maintain the Special Education District Advisory Committee (SEDAC) or similar public committee. SEDAC or its equivalent shall review the District's special education policies and programs, make recommendations, and report to the Board of Education. The Board of Education shall hold a minimum of two semi-annual Board meetings on special education policies and programs. Changes to policies and programs shall be considered for approval by the Board at a Board meeting.

The current base payment to the School District is \$7,494,503. Approval of staff's recommendations would adjust the base amount by CPI (2%) for a total payment of \$7,644,393 next fiscal year. Staff is currently formulating next year's budget and will incorporate the new amount into the FY 2009-10 budget and FY 2010-11 budget plan. Council will formally appropriate funds with the FY 2009-10 budget adoption on June 16, 2009.

Background

Council approved the Master Facilities Use Agreement and related supplemental agreements in spring 2005. Opportunities for new parks and recreational facilities are extremely limited within the City's fully built environment. Therefore, the purpose of the Agreement is to allow the City and the community to use School District playfields, recreational facilities and buildings which are under-utilized during non-school hours. The Agreement provides unrestricted revenue to the School District in return for use of District facilities. The School District has utilized City funds to support the District's goal to promote extraordinary achievement for all students while simultaneously closing the achievement gap. The Agreement spans five years (July 2004 to June 2009) with two renewal options that would extend the agreement to June 30, 2014. The City pays the School District an annual base payment of \$6.0 million, which has been adjusted each year per the terms of the Agreement and now totals \$7,494,503. This payment is in addition to the funds contributed by the City for programs and services it provides at District school sites, which total approximately \$2.5 million this year and for which the City received \$661,000 in fee revenue. The City provides approximately \$26 million annually in community-based youth programs. The Agreement calls for an adjustment conference to be held in January 2009 to assess the state of community use of District facilities, the fiscal status of the City and the School District and whether to recommend that the Agreement be extended for an additional three year period through June 2012.

The adjustment conference committee convened its first meeting on January 26, 2009 with two subsequent meetings on February 4th and February 23rd. Adjustment conference participants included Mayor Ken Genser, Mayor Pro Tempore Pam O'Connor, School Board

President Ralph Mechur, Vice President Barry Snell, School District Superintendent Tim Cuneo, City Manager P. Lamont Ewell, Deputy City Manager Elaine Polachek, City Finance Director Carol Swindell and School District Finance Director Janece Maez.

Discussion

Fiscal Conditions

As part of its charge, the committee discussed the budgetary and fiscal conditions of each organization, including the challenges facing each as a result of the unprecedented economic downturn and State budget reductions. The City is facing significant reductions in its revenues including projected reductions in sales and use tax, transient occupancy tax and property tax. The most recent five year forecast showed revenue projections for FY 2008/09 with expected receipts \$1.8 million below budget estimates; however, conditions are continuing to deteriorate and the next set of projections will show a further decline in revenue. These declines, as a result of the unprecedented economic downturn, are expected to continue into 2010 and perhaps beyond. Additionally, the City faces challenges in FY 2011/12 as a result of CalPERS' decline in investment income, which will cause a significant increase in employer contribution rates for employee retirement benefits. Given current projections, the City estimates a budget shortfall of over \$8 million in FY 2009/10, but this number is expected to deteriorate further based on recent revenue information. The City Manager has implemented a hiring freeze and has asked departments to identify 3% savings in their FY 2008/09 budgets and prepare FY 2009/10 budget proposals containing expenditure reductions totaling 5%. Overall fiscal conditions are continuing to deteriorate as a result of the significant economic downturn and additional budget adjustments may be needed in order to ensure that a structural deficit does not exist.

The School District is also facing significant reductions in revenue as a result of State budget cuts. The School District receives 73% of its revenue from the State and about 4% of its revenue from the federal government. The School District is projecting a loss of approximately \$12 million in State funding over the next two fiscal years. As a result, the School District has identified a number of proposals to close their funding gap including a hiring freeze, increasing class size, reductions in the central administrative office, health benefits, contracts and elementary school music.

Revenue Performance

The Agreement calls for an evaluation of the performance of eight of the City's General Fund revenue sources as a basis for recommending adjustments to the City's base payment to the School District. The "Big 8" revenue sources are property tax,

sales tax, utility user tax, transient occupancy tax, business license tax, real property transfer tax, parking facilities tax, and fines/forfeitures.

The Agreement specifies two conditions whereby the adjustment conference will discuss adjusting the base payment. The first condition is whether the growth of these revenues for the two year period between July 1, 2006 and July 1, 2008 exceeds 4% and the second test is whether the growth of these revenues exceeds CPI by 1.25% in each of the two fiscal years. Neither of these tests was met over the last two fiscal years. However, committee members acknowledged the continued need to provide monetary support to the District, in the form of compensation for use of facilities, particularly in these difficult economic times, while minimizing the reduction in other City services. Therefore, the committee recommends that a CPI increase be applied to the base annual payment to the School District per the terms of the agreement.

Committee Recommendations

The Adjustment Committee recognized that the community's desire for and commitment to excellent public schools is balanced with their expectations for a wide range of municipal services and programs as well as a safe and well-maintained City infrastructure. Accomplishing both goals will be especially challenging over the next three years of this Agreement. With this in mind, the committee recommends extending the Master Facilities Use Agreement and related supplemental agreements through June 30, 2012, maintaining the annual base payment of \$7,494,503 and adjusting that amount by CPI which will result in an additional \$149,890 to the School District. Each January during the term of the Agreement, the committee recommends that the City and School District reassess their respective needs and ability to provide services for their constituents. An adjustment conference will be convened to discuss any additional adjustments in payment based on the value to the City of use of the District's facilities and the City's ability to provide the District with additional funding.

The Adjustment Committee also discussed developing a methodology to be used in reviewing the growth of the City's "Big 8" revenues that looks backwards over the past two fiscal years but also looks forward to the City's projected revenues and expenditures. This allows for the consideration of the City's fiscal status, including projected changes in fiscal conditions and the need to consider other services to the community.

Staff has identified several other issues that could significantly impact the City's fiscal health and should be considered relative to the City's ability to provide additional funding to the School District. State revenue grabs are still

possible given the continued economic downturn. In addition, significant legal judgments against the City cannot be predicted and could seriously affect available resources. Moreover, the Agreement only recognizes changes in the City's largest revenues as a basis for recommending adjustments to the base payments. It does not address situations like the present economic downturn where revenues are declining precipitously, nor does it consider needed changes in services provided to the community in other General Fund supported areas. The City must consider all services needed and desired by the community and balance those needs with the funding provided to the School District.

Accountability

Both the City and the School District agree that it is in the best interest of the community if the benefits of the Agreement as well as the financial status of the two organizations continue to be well understood. And while both organizations acknowledge and agree that the decisions on use of the City's payments are best left to the discretion of the Board of Education, an extension of the Agreement will continue to call for School District accountability to the community.

To that end, the District will include and clearly acknowledge annual payments made by the City in its annual budget as a separate income line item.

The March 2008 Lou Barber & Associates evaluation of the School District's Special Education services made 27 recommendations. One of those recommendations was to create a culture of transparency and openness in dealing with all stakeholders. The proposed Agreement extension requires that the District continue to maintain the Special Education District Advisory Committee (SEDAC) or similar public committee. SEDAC or its equivalent shall review the District's special education policies and programs, make recommendations, and report to the Board of Education. The Board of Education shall hold a minimum of two semi-annual Board meetings on special education policies and programs. Changes to policies and programs shall be considered for approval by the Board at a Board meeting.

Financial Impacts & Budget Actions

The current base payment to the School District is \$7,494,503. Approval of staff's recommendations would adjust the base amount by CPI (2%) for a total payment of \$7,644,393 next fiscal year. Future adjustment conferences will be convened to discuss any additional adjustments in payment based on the City's ability to provide the District with additional compensation for use of District facilities. If additional adjustments are not possible, the payments will increase by CPI in years two and three of the Agreement. Staff is currently formulating next year's budget and will incorporate the new amount into the FY

2009-10 Budget and FY 2010-11 Budget Plan. Council would formally appropriate funds with the FY 2009-10 budget adoption on June 16, 2009.

Attached is a copy of the Agreement Extension.

***** ***** ***** ***** ***** *****

Public Comment:

- *Harry Keiley, SMMCTA President, thanked district staff, the board, city council, city manager, and all those who helped to make this agreement possible.*

Mr. Cuneo said he appreciated the hard work of Ms. Maez, Mr. Mechur, Mr. Snell, Santa Monica City staff, and parent groups.

Mr. Allen remarked that it was heartening to have unanimous support from the City Council. He commented that there was still a lot of work to do in Special Education and other areas. He welcomed the Interim Director of Special Education.

Mr. de la Torre thanked the parent groups, Mr. Mechur, and Mr. Snell.

Mr. Mechur said it was important to the community as a whole that our schools are as good as they can be. He added that this agreement is a testament to Mr. Cuneo's willingness and ability to listen to the community.

MOTION MADE BY: Mr. de la Torre
SECONDED BY: Mr. Allen
STUDENT ADVISORY VOTE: N/A
AYES: All (6) (Dr. Escarce was absent)
NOES: None (0)

AMENDED AND EXTENDED MASTER FACILITIES USE AGREEMENT

THIS MASTER FACILITIES USE AGREEMENT EXTENSION (“Agreement”) is entered into this _____ day of _____, 2009, by and between the CITY OF SANTA MONICA, a municipal corporation and charter city (“the City”), and the SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT, a unified school district (“the District”), each duly organized and existing under the laws of the State of California.

RECITALS:

A. The City and the District share mutual goals in assisting in preparing youth to become productive members of society and support each other’s efforts in that regard.

B. Many of the City’s projects and programs for children, youth and their families and certain activities provided by Santa Monica youth-serving non-profit organizations take place at public parks, playgrounds, play fields, and other City-owned recreational facilities.

C. However, the City’s playgrounds, play fields, and recreational facilities are limited in size and are not sufficient to accommodate all of the current recreational needs of the community’s children and youth and their families.

D. Opportunities to create new parks and recreational facilities are limited because the City’s total land area is very small – approximately eight square miles – and the City is fully built-out.

E. Additionally, land values are very high within the City and are rising.

F. The District owns and operates school sites within the City which include playgrounds, play fields, recreational facilities and buildings which are under-utilized during non-school hours.

G. The City and District desire to enter into a master agreement which will allow City and community use of school facilities within the City to meet certain recreational and other needs during hours when the facilities are available for such use, allowing the District to benefit from such use of the facilities through the generation of revenues for the maintenance of the District’s education programs.

H. It is the intent of the City and the District to maximize the exchange of value – community use of District facilities within the City and revenue flow to the District.

I. It is recognized by the City and the District that new and ongoing resources are desired and necessary to fully support the strategic plan(s) and the community’s expectations of both organizations.

J. The District understands that the City’s continued financial contributions help support and enhance the educational enrichment of Santa Monica’s children.

AGREEMENT

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties hereby agree as follows:

1. TERM.

The term of this Agreement, initially shall be five years commencing on July 1, 2004, and ending on June 30, 2009, shall be extended 3 years (ending June 30, 2012) and in 2012 may be extended for an additional 2 years (ending June 30, 2014).

2. SUPPLEMENTAL USE AGREEMENTS.

Supplemental Use Agreements, governing specific programs and projects, are contemplated by the parties and shall be executed pursuant to this Master Facilities Use Agreement. This provision shall not be construed to prevent the City and the District from entering into other agreements relating to school sites and facilities within the City not specifically mentioned herein, or as the parties may desire.

3. PREMISES.

The premises governed by this Agreement (“the Premises”) shall consist of playgrounds, play fields, and structures available for City and community use at the District’s school sites in Santa Monica. The particular facilities which the City will use at each site shall differ for each program or project and shall therefore be specified in Supplemental Use Agreements governing specific programs and projects operated by the City on District property. However, in general, in making its facilities available pursuant to this Agreement and the various Supplemental Use Agreements, the District shall give the City priority over other non-District users.

4. USE OF PREMISES.

The Premises shall be used by the City to provide supervised and unsupervised recreational opportunities, child care, enrichment classes, and other services. Specific programs and projects shall be governed by Supplemental Use Agreements that establish operating guidelines for said programs and projects. Premises may also be made available by the District for use by non-profit organizations providing programs and activities for Santa Monica youth and other users to the extent the uses and scheduling are not in conflict with the provisions of the Supplemental Use Agreements pursuant to this Section.

5. COMPENSATION.

A. In consideration of City and community use of School District facilities in Santa Monica and its associated benefits, the City shall pay the District for use of the Premises described in this Agreement initial Annual Base Payments totaling Six Million Dollars (\$6,000,000). Payment shall be made in two equal installments, one half by January 1st and one half by April 1st. In determining compensation, the City and District have not appraised the value of the Premises and do not assert that \$6,000,000 represents the precise value of the facilities the City may access under this Agreement. During the term of this Agreement, the base payment may be adjusted as described below in this Section 5.

B. Annual Adjustments Based on the Consumer Price Index. Annual Base Payments will be adjusted by the Consumer Price Index for all urban wage earners and clerical workers for LA/LB SMSA (CPI), as measured from February to February with a minimum 2% and a maximum 4% adjustment.

C. Periodic Adjustments Based on Facility Use and Revenues.

(1) In January 2007 the parties will convene an adjustment conference to assess the state of community use of the Premises and the fiscal status of the two organizations with the objective of adjusting the current payments for the use of said facilities upward or

downward by a maximum of \$1,000,000.00, or holding payments constant for the fiscal year beginning July 2007. The adjustment conference participants (“conferees”) will consist of the following persons: the City Manager, Superintendent of Schools, the Finance officers of both the City and the District, the Mayor, and the School Board President. The conferees will participate in the adjustment conference with the objective to have recommendations before the City Council and School Board by March 1, 2007.

(2) In assessing the fiscal status of the City in order to establish the payments for the use of the Premises, the total of the following “Big Eight” General Fund revenue sources will be used: 1) property tax, 2) sales tax, 3) utility users tax, 4) transient occupancy tax (TOT), 5) business licenses tax, 6) real property transfer tax, 7) parking facilities tax, and 8) fines/forfeitures. Additionally, the City and District will develop a methodology to be used in reviewing the growth of the City’s “Big 8” revenues that looks backwards over the past two fiscal years but also looks forward to the City’s projected revenues and expenditures to allow for the consideration of the City’s fiscal status, including projected revenues and expenditures.

(3) If the actual growth of the “Big Eight” revenues (see subsection (2) above) over the two-year period July 2004 to July 2006 exceeds the increase of CPI for the same period by 4% and the increase in each of the years July 2004 to July 2005 and July 2005 to July 2006 exceeds the CPI for the same periods by at least 1.25%, the conferees will discuss adjusting the base payments by an additional $\frac{3}{4}$ of 1% of the average of the actual “Big Eight” revenues for the fiscal year beginning July 2004 and the fiscal year beginning July 2005 to a maximum of \$1,000,000.00 effective July 2007. While the result of the discussions cannot be predetermined, the conferees will be mindful of the intent of this Agreement in approaching the discussion.

(4) If the actual growth of the “Big Eight” revenues over the two year period July 2004 to July 2006 exceeds the increase in CPI for the same period but does not reach the level specified in subsection (3), above, the conferees will discuss whether to recommend if there should be any adjustment to base payments effective July 2007 above that specified in Section B above. While the result of the discussions cannot be predetermined, the conferees will be mindful of the intent of this Agreement in approaching the discussion.

(5) If the actual growth of the “Big Eight” revenues over the two year period July 2004 to July 2006 does not increase by at least the increase in the CPI for the same period, the conferees will discuss whether: 1) base payments should be held constant, 2) the CPI contemplated in Section B, above, withheld, or 3) base payments reduced by some amount which in no case would exceed \$1,000,000.00 effective July 2007. While the result of the discussions cannot be pre-determined, the conferees will be mindful of the intent of this Agreement in approaching the discussion.

(6) In January 2009, the adjustment conference described above was convened to assess the state of community use of the Premises and the fiscal status of the two organizations and discuss whether to recommend that this Agreement should be extended for an additional 3 years (ending June 30, 2012). The procedures described in subsections (3), (4) and (5) above, were used to set the FY 2009/2010 base payments, except that the periods of actual revenue and CPI increase comparison were July 2006 to July 2008 and the previously adjusted maximum was adjusted by the change in CPI for the same period, providing a new maximum cap on any adjustment upward or downward. Each January during the term of the Agreement, an adjustment conference will be convened to discuss any additional adjustments in payment based on the value to the City of use of the

District's facilities and the City's ability to provide the School District with additional compensation for the use of District properties.

(7) In January 2012, the adjustment conference described above will be convened to assess the state of community use of the Premises and the fiscal status of the two organizations and discuss whether to recommend that this Agreement should be extended for an additional 2 years (ending June 30, 2014), using the formula described in subsections (3), (4) and (5) above to set the FY 2012/2013 base payments, except that the periods of actual revenue and CPI increase comparison will be July 2009 to July 2011 and the then current maximum on any adjustment upward or downward will again be adjusted by the change in CPI for the same period, providing a new maximum cap.

(8) Notwithstanding the foregoing provisions of Section 5.C., if in each of any two consecutive fiscal years over the term of this Agreement the actual growth of the total "Big Eight" revenues exceeds 7.5%, the conferees will meet in January to discuss adjusting payments above the then applicable cap effective July 1 of the same calendar year. If in each of any two consecutive fiscal years over the term of this Agreement the actual revenue from the total "Big Eight" revenues declines by 7.5%, the City may convene the conference to discuss temporarily suspending this Agreement.

6. RESPONSIBILITIES OF THE PARTIES.

A. The City's Director of Community and Cultural Services shall be responsible for the direction and supervision of the City's programs and projects on the Premises.

B. The Superintendent of the District or his or her designee, and the Director of Community and Cultural Services, or his or her designee, shall jointly establish a Master Calendar for the City's use of the Premises for the ensuing fiscal year no later than the 1st day of July of each year. Revisions may be made throughout the year upon mutual agreement of the Superintendent of District and the Director of Community and Cultural Services.

C. The District shall ensure that clean and conveniently located restroom facilities are open and available for use by participants in all City operated programs and projects.

D. Responsibility for maintenance, repairs, custodial services, utility payments, staffing and security relating to the City's use of the Premises for particular programs and projects shall be specified in Supplemental Use Agreements.

E. The District's responsibility for providing equipment and improvements for specific City programs and projects shall be specified in Supplemental Use Agreements. Except as so specified, necessary improvements and equipment shall be purchased, owned, installed, maintained and repaired by the City.

7. ACCOUNTABILITY.

A. The parties agree that the best interests of the public will be served if the benefits of this Agreement as well as the financial status of the two organizations are well understood. To that end, the City Manager and Superintendent will prepare an annual report on the status of this Agreement for presentation to the City Council and Board of Education in conjunction with the annual budget cycles of the organizations. Additionally, the District will include and clearly acknowledge in its annual budget as a separate line item, the payments made by the City pursuant to this Agreement. The City and the District will make the annual report and their proposed and adopted budgets available at public libraries and on-line and will continue to seek ways to make complex financial information more understandable to the community. Both

organizations will observe the provisions of the Brown Act in regard to this Agreement, as in all matters of governance subject to the terms of the Act.

B. If, at any time, the City Council determines that the District is not in compliance with this Agreement, the City Council shall direct the City Manager to provide 30-days written notice to the District Superintendent of the default and the opportunity to cure. The City Manager and District Superintendent shall meet and confer during the 30-day cure period. If the default is not cured to the satisfaction of the City, the City Manager may delay all or a portion of one installment of the payments, in an amount proportionate to the nature of the default, until the default is cured.

C. The District will continue to benefit from the advice of its Financial Oversight Committee.

D. Additionally, the District shall continue to maintain the Special Education District Advisory Committee (SEDAC) or similar public committee. SEDAC or its equivalent shall review the District's special education policies and programs, make recommendations, and report to the Board of Education. The Board of Education shall hold a minimum of two semi-annual Board meetings on special education policies and programs. Changes to policies and programs shall be considered for approval by the Board at a Board meeting.

E. In the event the District discontinues SEDAC and replaces this body with an equivalent public entity, the Board shall notify the Mayor and Council in writing of within ten (10) business days of said change.

8. TERMINATION OF RIGHTS.

The City and the District may mutually agree to terminate this Agreement. In that event, District shall have the option of purchasing from the City, all or any part of the fixed improvements, of any kind or nature whatsoever, installed by the City on the Premises. In the event the District elects not to purchase all, some or any of said improvements, the City shall remove those items not purchased from the Premises. In such event, the City shall restore the grounds in the area of such removal operations to a neat, clean and acceptable condition.

In the event the District intends to dispose of the Premises, the City shall have the right of first refusal to purchase or lease said site or facility to the extent permissible by law. Any such purchase shall be at a price negotiated by the parties or, if the purchase is pursuant to the Naylor Bill or any state law providing City the right to purchase District land at a price other than fair market value, then at such price as is determined using the provisions of state law. The City shall provide written notice to the District of its intent to purchase or lease the Premises, or any part thereof, pursuant to this Section within 90 days of agreement to terminate, or within such other time as is required by state law if the Premises is purchased pursuant to state law.

The City and District understand that if any initiative is approved by the voters that would adjust or amend the City Charter for the purposes of funding educational programs, this Agreement is no longer binding.

9. MUTUAL INDEMNIFICATION.

A. Indemnification by the District. The District hereby agrees to defend, indemnify and hold harmless the City of Santa Monica, its City Council, boards and commissions, officers, agents, employees, and volunteers (collectively "City") from and against all claims, damages, losses, expenses, demands, liability, lawsuits, and judgments including, but not limited to, attorney's fees, arising directly or indirectly from or in any manner related to the District's

possession, occupancy or use of the Premises pursuant to this Agreement or arising from or in any manner connected to the District's business, activities, operations, services or work conducted in, or about the Premises, except as otherwise expressly stated herein. For purposes of this paragraph, District use of the premises shall also include use by any organization, entity or individual other than the City and the City's agents. However, the District shall not be required to indemnify the City where such claim arises from the negligence or wrongful misconduct of the City. The City shall promptly notify the District of any claim and cooperate with the District in connection with the defense of such claim.

B. Indemnification by the City. The City hereby agrees to defend, indemnify and hold harmless the District, its Board of Education, committees, officers, agents, employees, and volunteers (collectively "District") from and against all claims, damages, losses, expenses, demands, liability, lawsuits and judgments including, but not limited to, attorney's fees arising directly or indirectly from or in any manner related to the City's possession, occupancy or use of the Premises pursuant to this Agreement or arising from or in any manner connected to the City's business, activities, operations, services or work conducted in or about the Premises, except as otherwise expressly stated herein. The City's indemnification extends to all City uses and any community user groups pursuant to Supplemental Use Agreements. However, the City shall not be required to indemnify the District where such claim arises from the negligence or wrongful misconduct of the District. The District shall promptly notify the City of any claim and cooperate with the City in connection with the defense of such claim.

C. Survival of Section. This Section shall survive the expiration or earlier termination of this Agreement.

10. INSURANCE.

Prior to execution of this Agreement, the District and the City shall procure and thereafter maintain insurance against claims for injuries to persons or damage to property arising from or in connection with use of the Premises pursuant to this Agreement as specified in Attachment A. The acquisition and maintenance of such insurance shall not affect the obligation of indemnity established by Section 9 of this Agreement.

11. COMPLIANCE WITH LAW.

All activities undertaken pursuant to this Agreement shall be in accordance with all applicable ordinances, resolutions, statutes, rules and regulations of any federal, state or local governmental agency of competent jurisdiction.

12. NOTICES.

All notices, demands, requests or approvals to be given under this Agreement shall be given in writing and conclusively shall be deemed served when delivered personally or on the fifth business day after deposit in the United State mail, postage prepaid, registered or certified, addressed as follows:

All notices, demands, requests or approval from the District to the City shall be addressed to the City at:

Department of Community and Cultural Services
City of Santa Monica
1685 Main Street
Santa Monica, CA 90401
Attn: Director

All requests for payment shall be addressed to:

Department of Finance
City of Santa Monica
1717 4th Street, Suite 250
Santa Monica, CA 90401
Attn: Director

All notices, demands, requests or approval from the City to the District shall be addressed to the District at:

Santa Monica-Malibu Unified School District
1651 16th Street
Santa Monica, CA 90404-3891
Attention: Asst. Supt. of Fiscal and Business Services

13. AMENDMENTS TO AGREEMENT.

In recognition of the fact that economic and other circumstances affecting the parties' participation in this Agreement are subject to fluctuation and change, the parties expressly note and agree that this Agreement may be amended or modified at any time by agreement of the parties. Any amendment to or modification of this Agreement shall be in writing and shall be effective only upon approval of the City Council of the City and the Board of Education of the District.

14. INTERPRETATION OF AGREEMENT.

The terms of this Agreement shall be construed in accordance with the meaning of the language used and shall not be construed for or against either party by reason of the authorship of this Agreement or any other rule of construction which might otherwise apply. The section headings are for purposes of convenience only.

15. INTEGRATION OF AGREEMENT.

It is understood that there are no oral agreements between the parties hereto affecting this Agreement and the subject matter thereof and this Agreement supersedes and cancels any and all previous negotiations, arrangements, oral agreements and understandings, if any, between the parties, and none shall be used to interpret this Agreement.

16. SEVERABILITY.

In the event that part of this Agreement shall be declared invalid or unenforceable by a valid judgment or decree of a court of competent jurisdiction, such invalidity or unenforceability shall not affect any of the remaining portions of this Agreement which are hereby declared as severable and shall be interpreted to carry out the intent of the parties hereunder unless the invalid provision is so material that its invalidity deprives either party of the basic benefit of their bargain or renders this Agreement meaningless.

17. ATTORNEY'S FEES.

If a party to this Agreement is required to initiate or defend, or is made a party to, any action or proceeding in any way connected with this Agreement, the prevailing party in such action or proceeding, in addition to any other relief which may be granted, whether legal or equitable, shall be entitled to reasonable attorney's fees.

18. APPLICABLE LAW.

This Agreement shall be construed and interpreted under and governed and enforced according to the laws of the State of California.

IN WITNESS WHEREOF, the parties have executed this Master Use Facilities Agreement as of the day and year first above written.

CITY OF SANTA MONICA,
a municipal corporation

ATTEST:

MARIA STEWART
City Clerk

By _____
P. LAMONT EWELL
City Manager

SANTA MONICA MALIBU UNIFIED SCHOOL
DISTRICT, a unified school district

APPROVED AS TO FORM:

MARSHA JONES MOUTRIE
City Attorney

By _____
Title: _____

TO: BOARD OF EDUCATION
FROM: TIM CUNEO / JANECE L. MAEZ
RE: AMEND CERTIFICATION OF SIGNATURES

ACTION/MAJOR
04/23/09

RECOMMENDATION NO. A.27

It is recommended that the Board of Education amend the Certification of Authorized Signatures, as presented on December 11, 2008, in *Recommendation No. A.26*, to change the signature authority to include Mr. Stuart A. Sam as the Director of Facility Improvement Projects, and delete the name of Ms. Ruth A. Valadez, former Director of Special Education.

It is further recommended that the attached document "Certification of Signatures" be completed and filed with the County Superintendent of School in accordance with Education Code Section §42633. Mr. Sam's signature will be considered valid as of March 23, 2009.

COMMENTS: Mr. Sam was approved as Director of Facility Improvement Projects on April 2, 2009 (Item A.20), but his signature authority is effective as of his start date on March 23, 2009.

Ms. Valadez resigned from the District on March 6, 2009.

Approval of this Board Action will authorize Mr. Sam to sign contracts, invoices and other documents as directed by the Board of Education.

MOTION MADE BY: Ms. Pye
SECONDED BY: Mr. Snell
STUDENT ADVISORY VOTE: N/A
AYES: All (5) (Mr. Allen and Dr. Escarce were absent)
NOES: None (0)

Santa Monica-Malibu Unified School District

Addendum to

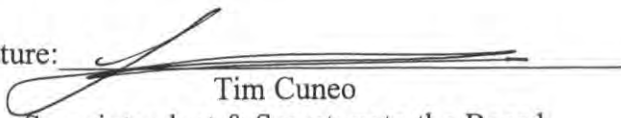
CERTIFICATION OF SIGNATURES

As Secretary to the governing board of the above-named school district, I certify that the signature as shown below is the verified signature of the person authorized to sign contracts, invoices and other documents as directed by the Board of Education. This certification is made in accordance with the provisions of Education Code Sections:

K-12 Districts: §35143, §42632 and §42633

This approved signature is valid for the period from March 23, 2009 through December 2, 2009, in accordance with governing board approval dated April 23, 2009.

Signature:


Tim Cuneo
Superintendent & Secretary to the Board

Signature of Personnel authorized to sign Orders for Salary or Commercial Payments, Notices of Employment, Contracts and Other Documents as directed by the Board of Education:

Signature:	
Typed Name:	Stuart A. Sam
Title:	Director of Facility Improvement Projects

TO: BOARD OF EDUCATION

ACTION/MAJOR

04/23/09

FROM: TIM CUNEO

ADDENDUM

RE: ADOPT RESOLUTION NO. 08-34 - IN SUPPORT OF EMPLOYEE
FREE CHOICE ACT

RECOMMENDATION NO. A.28

Board Member de la Torre requested this item be placed on the agenda for board approval.

Resolution 08-34 is attached.

Public Comments:

- *Keryl Cartee-McNeely, Joseph Martinez, and Edith Garcia encouraged the board to adopt this resolution.*

MOTION MADE BY: Mr. Snell
SECONDED BY: Mr. de la Torre
STUDENT ADVISORY VOTE: N/A
AYES: All (6) (Dr. Escarce was absent)
NOES: None (0)

**SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT
BOARD OF EDUCATION**

**RESOLUTION NO. 08-34
IN SUPPORT OF EMPLOYEE FREE CHOICE ACT**

- WHEREAS, In 1935, the United States established, by law, that workers must be free to form unions; and
- WHEREAS, The freedom to form or join a union is internationally recognized by the 1948 Universal Declaration of Human Rights as a fundamental human right; and
- WHEREAS, The free choice to join with others and bargain for better wages and benefits is essential to economic opportunity and good living standards; and
- WHEREAS, Unions benefit communities by strengthening living standards, stabilizing tax bases, promoting equal treatment, and enhancing civic participation; and
- WHEREAS, States in which more people are union members are states with higher wages, better benefits, and better schools; and
- WHEREAS, Union workers receive better wages and benefits, with union workers earning 29 percent more than workers without a union, 35 percent more likely to have access to health insurance, and four times more likely to have access to a guaranteed defined-benefit pension; and
- WHEREAS, Unions help raise workers' pay and narrow the income gap for minorities and women by increasing median weekly earnings by 31 percent for union women workers, 31 percent for African-American workers, 50 percent for Latino workers, and nine percent for Asian American workers; and
- WHEREAS, Workers across the nation are routinely denied the freedom to form unions and bargain for a better life, with 25 percent of private-sector employers illegally firing at least one worker for union activity during organizing campaigns; and
- WHEREAS, 77 percent of the public believes it is important to have strong laws protecting the freedom for workers to make their own decision about having a union, and 58 percent of workers would join a union if they had the chance; and
- WHEREAS, Employers often refuse to bargain fairly with workers after forming a union by dragging out first contract bargaining for up to two years in 45 percent of successful campaigns; and
- WHEREAS, Each year millions of dollars are spent to frustrate workers' efforts to form unions, and most violations of workers' freedom to choose a union occur behind closed doors, with 78 percent of employers forcing employees to attend mandatory anti-union meetings; and
- WHEREAS, When the right of workers to form a union is violated, wages fall, race and gender pay gaps widen, workplace discrimination increases, and job safety standards disappear; and
- WHEREAS, A worker's fundamental right to choose a union free from coercion and intimidation is a public issue that requires public policy solutions, including legislative remedies; and

WHEREAS, The Employee Free Choice Act has been introduced in the United States Congress in order to restore workers' freedom to form, join, or assist a union; and

WHEREAS, The Employee Free Choice Act will safeguard workers' ability to make their own decisions with these abuses, provide for first contract mediation and arbitration, and establish meaningful penalties when employers violate workers' rights; and

WHEREAS, The Santa Monica-Malibu Unified School District is proud of the collaborative relations between our District and all of our employee unions; now, therefore, be it resolved

RESOLVED, That the Board of Education of the Santa Monica-Malibu Unified School District hereby supports the Employee Free Choice Act which would authorize the National Labor Relations Board to certify a union as the bargaining representative when a majority of employees voluntarily sign authorizations designating that union to represent them, to provide for first contract mediation and arbitration, and to establish meaningful penalties for violations of a worker's freedom to choose a union; and be it further

RESOLVED, That the Board of Education of the Santa Monica-Malibu Unified School District hereby urges Congress to pass the Employee Free Choice Act to protect and preserve for America's workers the freedom to choose for themselves whether or not to form, join, or assist a union.

PASSED AND ADOPTED by the Board of Education of the Santa Monica-Malibu Unified School District on this 23rd day of April 2009 by the following vote:

AYES: 6

NOES: 0

ABSTAIN: 0

ABSENT: 1 (Dr. Escarce)



Ralph Mechur
President



Tim Cuneo
Superintendent

DISCUSSION ITEMS

TO: BOARD OF EDUCATION
FROM: TIM CUNEO / JANECE L. MAEZ / PAT HO
RE: 2009-10 BUDGET UPDATE

DISCUSSION
04/23/09

DISCUSSION ITEM NO. D.01

In the ongoing budget development process, staff will update the Board with current information. Staff will:

- Prepare current projections for fiscal years 2008-09 through 2011-12
- Describe the use of categorical flexibility provided in the State budget. This will include both prior year carryover and future years' flexibility.
- Update the Board on current enrollment and staffing projections and the impact on the District's budget.
- Update the Board on potentials for the use of federal stimulus money.

Staff will be presenting a presentation at the board meeting regarding the above information.

The presentation can be found under Attachments at end of these minutes.

Public Comments

- *Harry Keiley addressed the board regarding this item.*

Ms. Leon-Vazquez said she does not support SAMOHI reorganization, but does support K-3 classroom size increase because it involves several campuses, rather than just one.

Mr. de la Torre requested that the May 5 budget workshop agenda include the district's values and a definition of equity.

Mr. Allen emphasized the need to consider additional revenue sources.

Ms. Pye commented that she liked seeing budget solution strategies at every meeting leading up to the budget adoption. She requested more information about the charges and membership of the Superintendent's budget committee.

Mr. Mechur remarked that the board should support staff as they go about examining various budget cuts prior to making final budget recommendations.

Mr. Snell commented that the board is going to have to make cuts and not everyone will be happy. He added that some of the cuts may not be equally allocated among the sites and programs.

TO: BOARD OF EDUCATION

DISCUSSION

04/23/09

FROM: TIM CUNEO / CHIUNG-SALLY CHOU / MARTHA DURAN-CONTRERAS

RE: SPECIAL EDUCATION COLLABORATIVE WORKING GROUP REPORT

DISCUSSION ITEM NO. D.02

Shortly after joining SMMUSD, Superintendent Cuneo worked with the Board of Education to establish the SMMUSD Special Education Collaborative: a Sponsor Group and the Working Group, comprised of parents, staff, and community members.

The goals of the Collaborative were to (1) make recommendations to the Superintendent that will strengthen the quality and climate of Special Education throughout the District, (2) clarify roles and decision-making authority, as well as inclusive and respectful processes for Special Education, and (3) develop a collaborative approach for addressing issues of change. The Board approved the approach in October and Claros Group was retained by SMMUSD to facilitate the Working Group and consult with the Sponsor Group.

The Working Group accomplished a great deal in a short time period. They met ten times between the end of November and the beginning of March. Meetings were held from 4-8pm on weekday evenings. Subgroups composed of parents and educators met separately to draft, refine, and finalize recommendations for the seven goal areas. *The Working Group Report on Special Education in the Santa Monica-Malibu Unified School District* was given to Superintendent Cuneo on March 19, 2009.

The Superintendent will come forward at a future board meeting with recommendations based on the report.

The report is available online on the district's website: www.smmusd.org.

The presentation can be found under Attachments at end of these minutes.

Public Comments

- *Debra Shepherd, Ken Haker, Judith Meister, and Craig Hamilton addressed the board regarding this item.*

Theresa Harris, an SMMUSD parent, and JoDee Moen, resource teacher at SAMOHI, delivered the report.

Ms. Leon-Vazquez and Mr. de la Torre voiced their support for the recommendations. Mr. Allen supported the idea of inclusion. Ms. Pye requested information on improving the IEP process and suggested developing a process to check the progress of meeting the recommendations. Mr. Mechur would like to be able to see where the Working Group's recommendations directly address points from the Special Education Audit report.

Mr. Cuneo explained that staff has begun addressing some of the recommendations already, with Goals 1, 3, and 7 receiving the most emphasis. These goals apply to all students, both general and special education. Dr. Matthews and Dr. Young have been working to fill positions. Regarding Goal 3, the IEP process will be improved and strengthened. Regarding Goal 7, Mr. Cuneo said he would be inviting people to join him to craft the charges of the committee. He will be bringing back to the board areas to be addressed, budgetary implications, timelines, and check points. He commented that some recommendations can be done sooner than others.

Mr. Cuneo and Mr. Mechur then presented the Working Group members with certificates of appreciation. They presented Ms. Duran-Contreras with a certificate and flowers for her hard work and dedication.

GOAL 1: CREATE A CULTURE OF INCLUSION AND INTEGRATION

Cultivate and maintain a culture of inclusion and integration throughout SMMUSD by updating and monitoring the District's current Policy of Inclusion and Integration, hiring a full-time Integration Director and holding Principals accountable via their performance reviews.

Recommendation	District Response	Responsible
1.1 Revise the District's current Policy of Inclusion and Integration and monitor its success.	<ul style="list-style-type: none">• BP 6164 – district is currently reviewing all policies aligned with current schedule of District policy review process	Superintendent
1.2 Hire a full-time Integration Director	<ul style="list-style-type: none">• A separate Integration Director position is not being considered at this time. There is an Inclusion Specialist position open currently. Integration activities will be part of the coordinators' responsibilities.	Director of Special Education
1.3 Evaluate Principals based on integration of students with special needs	<ul style="list-style-type: none">• Site administrators will be held accountable for the integration activities at school sites. Principals will have training in the different possibilities for integration.	Senior Cabinet Director of Special Education

GOAL 2: RECRUIT, RETAIN AND TRAIN EXCELLENT SPECIAL EDUCATION STAFF

Critical to the success of our Special Education programs is the hiring, retention and training of highly qualified teaching and classified staff.

Recommendation	District Response	Responsible
<p>2.1. Require the Personnel Commission and the Human Resources department to expedite the hiring process</p>	<ul style="list-style-type: none"> • On-going collaboration between Personnel Commission, Human Resources, Special Ed, & sites • Personnel Commission has identified one point person to work with Sp Ed • Flexible orientation meetings/safety tests have been established • Planning to initiate on-line testing • Testing is also now done in Malibu • Tracking system for each position control is in the process • Moved instructional assistant test qualification to six months, instead of one year 	<p>Personnel Commission & HR Directors</p>
<p>2.2. Require the Personnel Commission and Human Resource to strengthen recruitment efforts</p>	<ul style="list-style-type: none"> • Continue w/ recruitment in local colleges, Internet, eg EdJoin, Craigslist, Monster, Education Offices, local newspapers, job fairs, associations, etc. • Posting positions ahead of time, heavier recruitment end of spring-summer 	<p>Directors of Personnel and Human Resources</p>
<p>2.3. Require the Personnel Commission and Human Resources departments to continue to conduct comparative compensation surveys</p>	<ul style="list-style-type: none"> • Have completed, work w/ other agencies & school districts compare salaries. (Salaries are negotiated items) 	
<p>2.4. Offer and encourage internships and volunteer opportunities. Promote and encourage internal staff for career advancement</p>	<ul style="list-style-type: none"> • May Job Fair • Will ID person in Special Ed to be point person for internships, etc. (similar to psychs) • Have restarted internal Career Development Program (32 interested) • Place information in our dept. newsletters, emails 	<p>BTSA Coordinator</p>
<p>2.5. Mandate monthly reconciling among Personnel Commission, Human Resources and Special Education department, to ensure an accurate number of current openings.</p>	<ul style="list-style-type: none"> • Currently reconciling vacancies, will continue to formalize process • Will hold formal quarterly meetings between PC/HR/Special ED • Continue with informal mtgs/updates between PC/HR and Spec Ed Admin Assistant • Position Controls will continue to stay centralized, principals will be kept informed 	<p>Director of Special Ed</p>

<p>2.6. Institute periodic blind (satisfaction) surveys with existing staff to better understand current needs. Conduct exit interviews with all departing staff to acquire feedback regarding the reason for leaving the position.</p>	<ul style="list-style-type: none"> • Currently working on satisfaction survey and exit interviews 	<p>HR and PC Directors</p>
<p>2.7. Complete and distribute the District's Special Education Procedural handbook to all staff (i.e. teachers and assistants) to ensure that strategies and important Special Education information is conveyed when they begin the school year.</p>	<ul style="list-style-type: none"> • Currently working on District Special Education Procedures Handbook. Will continue through summer to be available by beginning of school 2009-2010. 	<p>Special Ed Director</p>
<p>2.8. Make staff training in Special Education related topics mandatory.</p>	<ul style="list-style-type: none"> • On-going efforts are being coordinated between Educational Services & Special Ed Dept. 	<p>Special Ed Director & Ed Services</p>
<p>2.9. Schedule staff trainings so that Special Education staff can attend important trainings offered to General Education teachers and vice versa. All staff should participate in trainings that will impact the ability of teachers and IA's to support all learners (e.g. curriculum, policies, IEP implementation, etc.)</p>	<ul style="list-style-type: none"> • On-going efforts are being coordinated between Educational Services & Special Ed Dept. 	<p>Special Ed Director & Ed Services</p>
<p>2.10. Ensure a work environment that is free of fear, one that respects, values and supports all staff in order to promote a learning environment that is innovative, creative and fosters the ability of staff to advocate for all children.</p>	<ul style="list-style-type: none"> • District is reviewing all policies. Will be addressed in harassment and civility policy. Complaint procedure is in place. 	<p>Senior Cabinet</p>
<p>2.11. In coordination with BTSA, establish a mentor program to support all new Special Education staff.</p>	<ul style="list-style-type: none"> • Will work with BTSA Coordinator. Review National Board Certified Teacher hours and Orientation for all staff 	<p>HR Director</p>

GOAL 3: IMPROVE IEP PROCESS

In order to improve the IEP process, IEP team meetings need to be understandable, transparent, open, friendly, respectful and consistent throughout the District.

Recommendation	District Response	Responsible
3.1. Develop an IEP Parent Packet to be sent home prior to IEP meeting and returned to teacher prior to meeting	<ul style="list-style-type: none"> • SEDAC subcommittee, together with district staff, will develop a “Preparing for your child’s IEP” packet that will include, but not be limited to, sample agenda for IEP meeting, parents’ rights, summary of assessment results, proposed goals, program placement options, services available, Parent Handbook, FAQs. 	Spec. Ed. Department SEDAC
3.2. Conduct annual mandatory trainings for both Special Education and General Education teachers so that staff is appropriately trained	<ul style="list-style-type: none"> • Training to be provided to all general education teachers by the special education staff; working with administrators to make sure training takes place; need to give accommodations and support plan for specific goals; time for IEPs (scheduling); need to find a better ways to conduct the IEPs (approx. 2 hours); managing IEP meeting training; experimenting teleconference; principals training before school starts 	Spec. Ed. Department
3.3. Require that the person running the IEP have direct, consistent teaching contact with the student.	<ul style="list-style-type: none"> • Persons responsible for goals will have direct consistent contact with the student. 	Site Administration, Spec. Ed. Department
3.4. Require that a District-wide form and protocol completed by service providers each month	<ul style="list-style-type: none"> • The intent is to moves towards electronic versions of logs. Currently logs are kept at sites. 	Spec. Ed. Department, IT Department,
3.5. Establish a means to have a student’s services be incorporated from a settlement agreement into the student’s IEP either by adding the document or including information related to the programs and/or services into the IEP document.	<ul style="list-style-type: none"> • District will not incorporate settlement agreement into the IEP; however, when there is an agreement, sites are notified of services within the agreement. 	Spec. Ed. Department, Site Administrator
3.6. Hire a Special Needs Liaison (ombudsperson) who is a parent of a child with Special Needs in our District.	<ul style="list-style-type: none"> • There are no plans at this time to a hire a Special Needs Liaison. It is the intent that the Parent Resource Network serves in this capacity. Pilot programs will be evaluated. 	Parent Resource Network
3.7. Develop a policy stating that no staff or parent will intimidate, threaten, and coerce any person for any reason.	<ul style="list-style-type: none"> • District Superintendent is developing a civility policy. 	Superintendent

<p>3.8. Collaborate with the PTA, SEDAC, and other stakeholder groups regarding the best ways to reach parents of children with special needs within the District and ensure that they are offered regular opportunities to educate themselves about the IEP and related subjects</p>	<ul style="list-style-type: none"> • On-going: Fall and Spring forums, Parent Resource Network, staff participation in PTA and SEDAC meetings. 	<p>Director of Special Education</p>
<p>3.9. Develop consistent practices surrounding transitional IEPs and ensure that these practices are effectively communicated and monitored.</p>	<ul style="list-style-type: none"> • Conduct tours of school campuses during second semester. Staff is communicating with the different levels to ensure that a team approach is implemented with sending and receiving schools. The focus of the Spring Forum is Transitions at every level. 	<p>Spec. Ed. Department, site administration, & General Ed</p>

GOAL 4: ENSURE EQUITABLE ACCESS

Ensure equitable access to Special Education for families of all cultural, linguistic, and socio- economic backgrounds by identifying successful practices that strengthen partnerships between home and school, building upon them, and developing new strategies for parent integration. These processes will ensure that families become better informed and educated about Special Education thus equalizing their roles in their children’s educational experiences.

Recommendation	District Response	Responsible
4.1. Assure all information and materials pertinent to Special Education is available in Spanish (including, but not limited to, IEP) and provided to parents in a timely manner.	<ul style="list-style-type: none"> • District has staff members who translate materials for parents. 	Spec. Ed. Department
4.2. Ensure that translators and, when possible, bilingual community liaisons are available and prepared to assist Special Education parents in the IEP process.	<ul style="list-style-type: none"> • Develop a list of staff who can translate for parents in the District. • Develop a list of outside resources for translation of uncommon languages spoken in the schools. 	Spec. Ed. Department
4.3. Align goals and coordinate efforts with Task Force on the Achievement of Students of Color and the Communications Task Force.	<ul style="list-style-type: none"> • Efforts will coordinated between directors 	Director of Curriculum & Instruction Director of Special Ed
4.4. Offer an annual series of culturally responsive Parent Education workshops/training focused on Special Education. Use workshops for education, engagement, and leadership training.	<ul style="list-style-type: none"> • Collaborate with PTA and SEDAC for parent training. Use bilingual personnel to provide parent education workshops. 	Ed. Services & Special Ed
4.5. Actively recruit to increase the diversity of volunteers in the Parent Resource Network.	<ul style="list-style-type: none"> • Director of Special Ed will continue to work with PTA and SEDAC for recruitment 	Special Ed & SEDAC
4.6. Ensure that the SEDAC outreach efforts are designed to encourage membership that is reflective of all cultural, linguistic, and socio-economic backgrounds.	<ul style="list-style-type: none"> • Develop a goal for SEDAC and Parent Resource Network to recruit such members. 	Superintendent & SEDAC

GOAL 5: IMPROVE COMMUNICATION SYSTEMS AND WEBSITE:

The District has taken steps recently to evaluate its communications practices (via the Communications Audit) and to modernize its electronic communications systems and student database. Our recommendations focus on ensuring that these systems and the new Student Information Systems (“SIS”) database are responsive to the unique needs of the Special Education students and parents. In addition, the Working Group feels a redesign and fortification of the SMMUSD District and Campus websites would be an excellent way to inform, educate and encourage connections among the various individuals and groups that intersect with Special Education. In order for the implementation of these recommendations to be successful and maintained the Working Group is suggesting that, in the short term, a Task Force be developed to assist the District and, in the long term, oversight and maintenance duties and responsibilities be assigned to technology-savvy District staff position(s) or a new hire.

NOTE: A meeting with IT Department for further elaboration is being scheduled.

Recommendation	District Response	Responsible
<p>5.1. Evaluate the new email system (Microsoft Outlook) and add the necessary features to ensure that email messages meant for only the parents of Special Education students are current, targeted and confidential. Targeting should be on District-wide as well as a Campus-by-Campus basis and grade level basis. Full deployment of Microsoft Outlook is recommended prior to the commencement of the 2009/2010 school year.</p>	<ul style="list-style-type: none"> • In process 	IT Department
<p>5.2. Ensure that the new SIS contains features relating to the District’s Special Education population.</p>	<ul style="list-style-type: none"> • Included in the evaluation of the new student information system 	IT Department
<p>5.3. Redesign the SMMUSD websites</p>	<ul style="list-style-type: none"> • Refer to communication audit. 	Superintendent
<p>5.4. Form a Communications Task Force</p>	<ul style="list-style-type: none"> • Refer to communication audit. 	Superintendent
<p>5.5. Assign the following duties to an existing staff member who has expertise in technology and the Internet:</p> <ul style="list-style-type: none"> a. Oversee the above modifications/upgrades to Microsoft Outlook and the SIS; b. Perform the redesign and fortification of the SMMUSD and Campus websites using the list on Appendix, H: Detailed Website Recommendations as a guide; and c. Assume responsibility for continued maintenance and weekly updating of all e-communications systems. 	<ul style="list-style-type: none"> • Will be assigned as appropriate. 	IT Department

GOAL 6: STRENGTHEN THE PROCESS OF EARLY IDENTIFICATION, ASSESSMENT AND INTERVENTION

By identifying children with special needs as early as possible, and by promptly utilizing the District’s trained staff, General Education interventions, and Special Education resources, there is a greater likelihood that our students will make academic and social progress.

Recommendation	District Response	Responsible
6.1. Establish as formal policy that General Education teachers and staff and CREST personnel are to be pro-active in the early identification of students with behavioral and academic special needs.	<ul style="list-style-type: none"> Special Education, Child Development Services, CREST will define and coordinate procedures 	Child Development Services, Spec. Ed. Department
6.2. Fully develop a district wide Response to Intervention (RtI) Program for students in General Education who are displaying academic and/or behavioral difficulties	<ul style="list-style-type: none"> A Continuum of Expanded Support will be developed which will include but not limited to RtI, the Student Success Team, IEP. 	Ed. Services Department, Pupil Services Department
6.3. Develop a consistent Student Success Team (SST) process designed to efficiently suggest and implement in a timely manner further interventions for student academic and behavioral progress.	<ul style="list-style-type: none"> Develop written procedures across the sites, provide training, and develop formal intervention program services, develop a flow chart for a Continuum of Expanded Support. 	Ed. Services Department, Pupil Services Department
6.4. Make information regarding District Special Education resources and staff roles readily available to all parents.	<ul style="list-style-type: none"> Refer to communication audit. Develop a list of program services in the District. See 3.1 	Spec. Ed. Department

GOAL 7: CONTINUOUSLY IMPROVE PROGRAM/INSTRUCTION

Provide a comprehensive range of research based program offerings to be responsive to student needs based upon individual IEP goals. (Including, but not limited to placements, services, teaching approaches, curriculum, and instructional strategies in Special Education.)

Recommendation	District Response	Responsible
7.1 Convene a Special Education Program Task Force responsible to a sponsor group selected by the Chief Academic Officer. The Sponsor Group would draft the task force charter, specifying, membership, deliverables	<ul style="list-style-type: none">• The Superintendent, in consultation with the CAO, will appoint a small group of SE parents and staff to further study the District's SE program offerings. The group's charge will be developed in consultation with representative members of the Working Group.	Superintendent

INFORMATION ITEMS

TO: BOARD OF EDUCATION

INFORMATION

04/23/09

FROM: TIM CUNEO / CHIUNG-SALLY CHOU / PEGGY HARRIS /
DISTRICT LIBRARIANS

RE: DISTRICT LIBRARIANS' ANNUAL REPORT

INFORMATION ITEM NO. I.01

The District Library Media Teachers is provided annually, detailing the State of SMMUSD libraries; the librarian's role; the library's impact on student achievement; the role of the library in closing the achievement gap; a summary of programming and community outreach; and the impact of staffing on the services provided.

NOTE: The report was not ready prior to the agenda going to print, but will be provided at the meeting.

***** ***** ***** ***** ***** *****

This item was pulled from the agenda.

ATTACHMENTS

ATTACHED ARE THE FOLLOWING DOCUMENTS:

- Presentation: "John Adams Middle School"
- Document: "2009-10 measure R Parcel Tax: Financial Plan"
(associated with Item No. A.21)
- Presentation: "Evaluation of Potential Edison Language Academy Expansion" (associated with Item No. A.25)
- Presentation: "Board of Education Budget Update" (associated the Item No. D.01)
- Presentation: "The Working Group Report on Special Education in SMMUSD" (associated with Item No. D.02)

JOHN ADAMS MIDDLE SCHOOL

2009 School Board Presentation

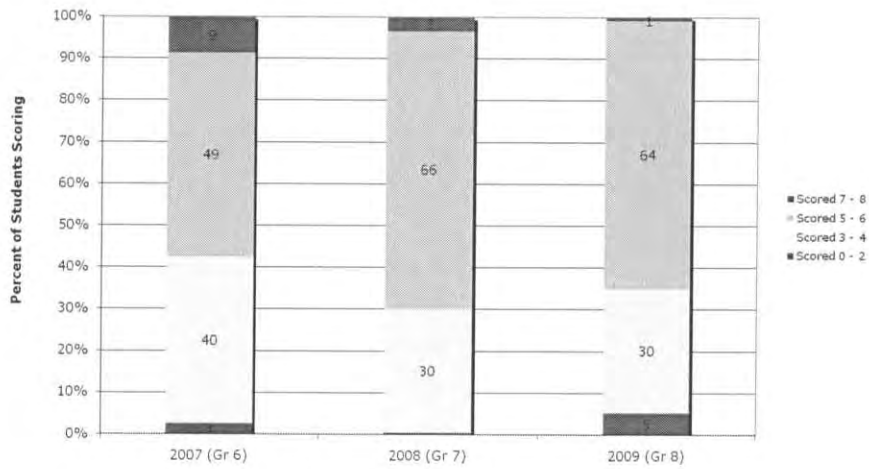


Academic Focus

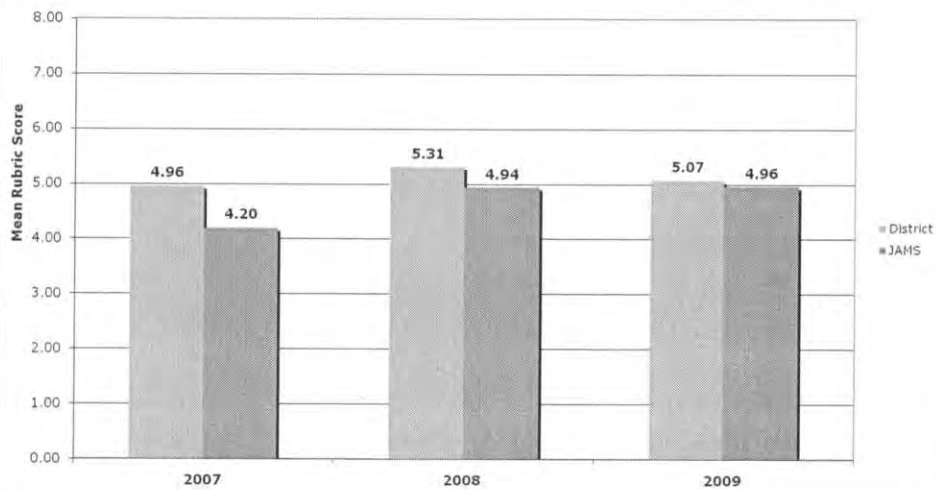
- ▣ 2008-2009 Writing
 - Writing requires more brain function than any other academic task
 - If writing improves it has a positive effect in all academic areas



JAMS Grade 8 Cohort DWA Rubric Scores 2007 - 2009



JAMS Grade 8 DWA Mean Rubric Scores 2007 - 2009



Past goals

WE HAVE MAINTAINED GAINS WE MADE IN OTHER AREAS.

2006-2007

Classroom Management

Noah Saltzman:

- Teaching of classroom procedures
- Use of positive reinforcement

2007-2008

Reading

- Most continue to teach reading because it continues to increase in difficulties
- Focus on informational text

Instruction

DIFFERENTIATED INSTRUCTION

- About 52% of our students are proficient readers.
- Most textbooks are written above grade level and have limited use for many of our students
- Easiest way to differentiate is through curriculum materials.
- A significant amount of our budget is spent on supplemental material

Intervention

- ▣ Study Centers -
 - Lunch time assistance
- ▣ Classroom Teacher -
 - Assistance during nutrition
- ▣ AVID -
 - Support program to encourage college attendance
- ▣ Library -
 - Day and after school program
- ▣ Valued Youth Program -
 - Day and after school support
- ▣ Saturday Scholars -
 - Four hours of teacher-supported assistance

Intervention

- ▣ Read 180
 - New this year a reading intervention program that uses technology, direct instruction and specially designed reading materials. It is used by our most at risk students.
- ▣ Math Center
 - A pull-out program during the school day for struggling students
- ▣ SSR
 - Silent Sustained Reading

2009-2010 School Year

- ▣ Language Arts
Regrouping of students on Fridays
- ▣ Social Studies Symposiums
Out-of-classroom experiences
- ▣ Expand Science Magnet
Increase number of students in program
- ▣ Honors Math/ Algebra
Increase number of students in program



JAMS' Student Sarah Singer
and Mayor Villaraigosa
at Award Ceremony



2009-10 Measure R Parcel Tax Financial Plan

<u>Projected Funds Available</u>	10,297,000
 <u>Planned Uses of Funds</u>	
Art and Music Program	1,196,000
Physical Education Program	557,000
Library Program	1,293,000
Technology Program	1,049,000
Subtotal	<u>4,095,000</u>
Balance used to preserve programs and replace funds that are lost or reduced due to inadequate state funding	6,202,000
Total	<u><u>10,297,000</u></u>

Evaluation of Potential Edison Language Academy Expansion

Board of Education
Staff Presentation
April 23, 2009

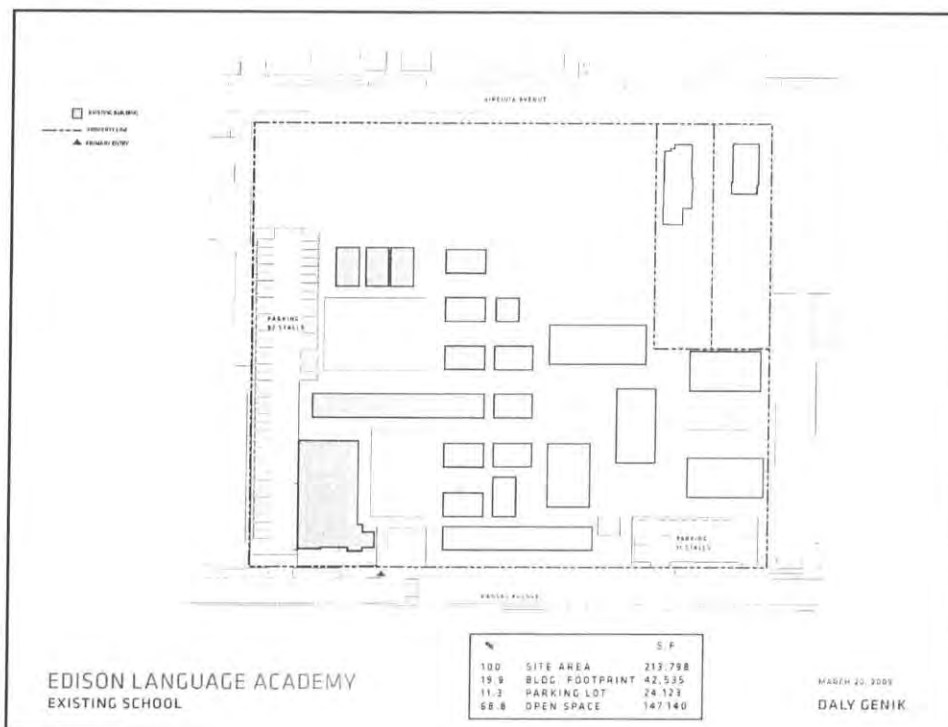


Proposed Project Overview

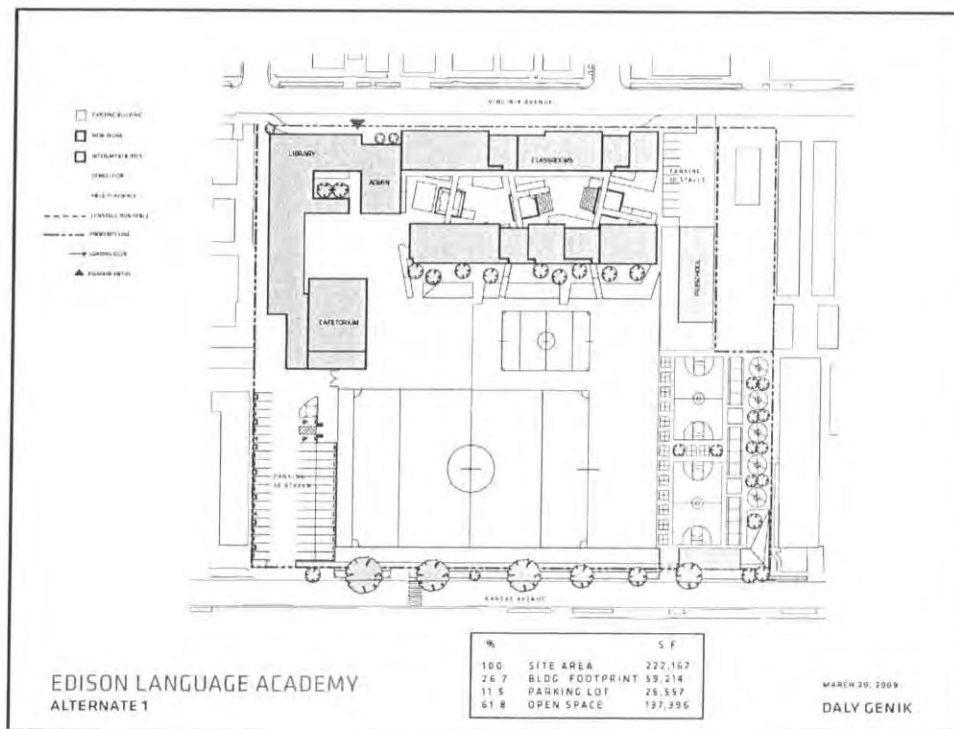
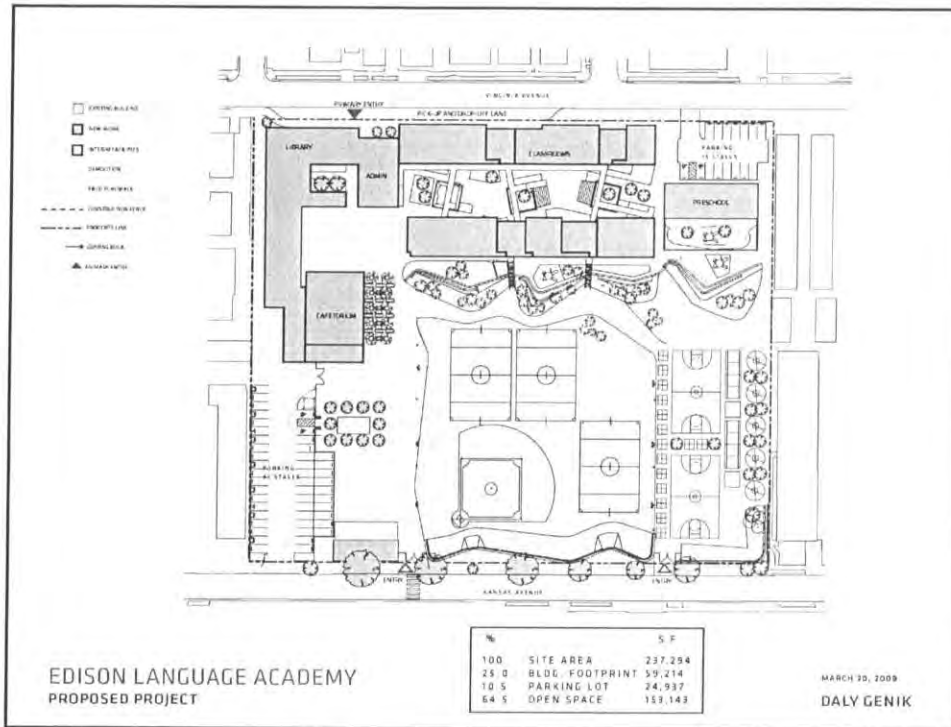
Proposed Project:

1. Construct new 27-classroom K through 5 school (48,140 SF)
2. Construct new 2-classroom pre-school
3. Demolish existing school structures
4. Construct outdoor facilities
5. Incorporate technology infrastructure campus wide

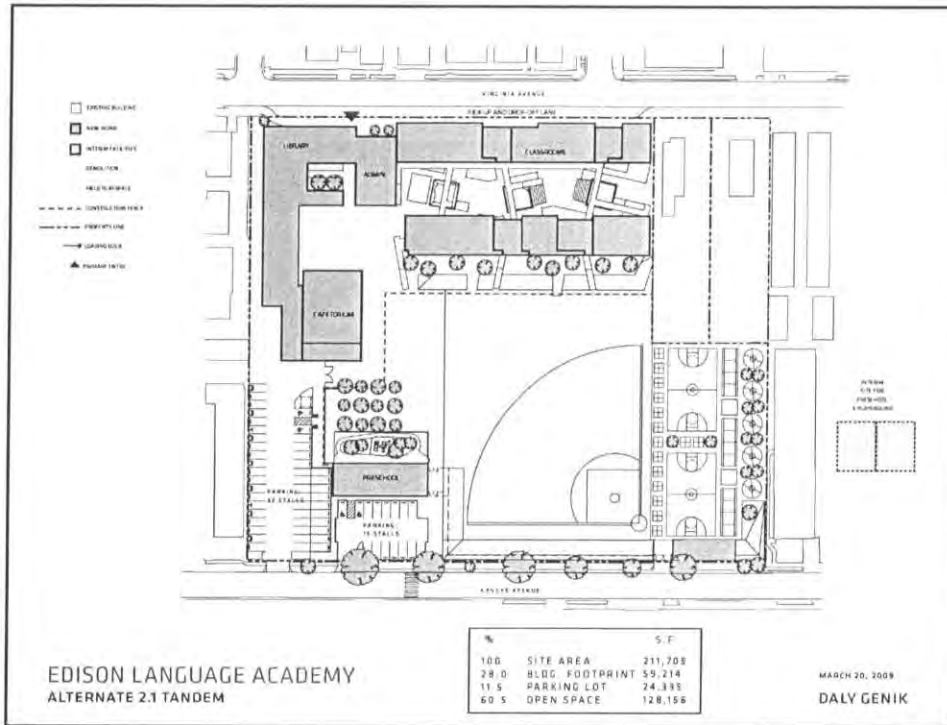
Presentation A.24 and A.25
 Adopt Resolution 08-33
 Board of Education Meeting April 23, 2009



Presentation A.24 and A.25
 Adopt Resolution 08-33
 Board of Education Meeting April 23, 2009



Presentation A.24 and A.25
 Adopt Resolution 08-33
 Board of Education Meeting April 23, 2009



Site Size Worksheet

EDISON LANGUAGE ACADEMY SITE SIZE WORKSHEET

Oct. 10, 2008

OPSC LOAD FACTORS

Grade	# of CR's	Load Factor	enroll	Acreage (2)
K	4	20	80	1.1
Gr 1 - 3	12	20	240	2.8
Gr. 4 - 5	6	25 (1)	150	3.3

CDE Recommended Site Size

	470	7.2
Add for Pre-school		0.6 (3)
Total Recommended for Site Size		7.8

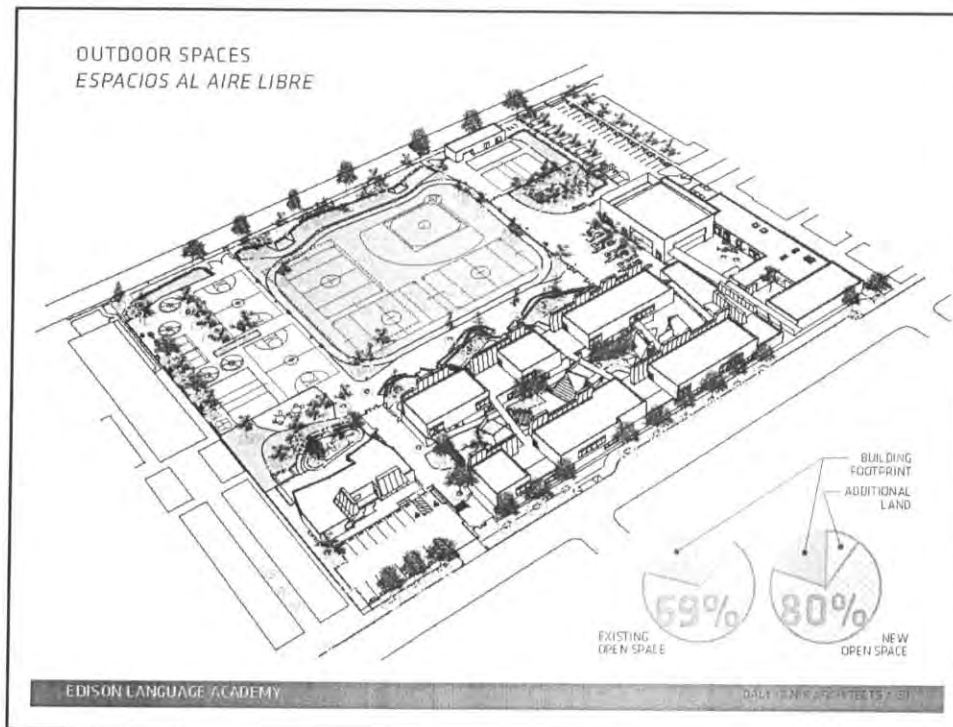
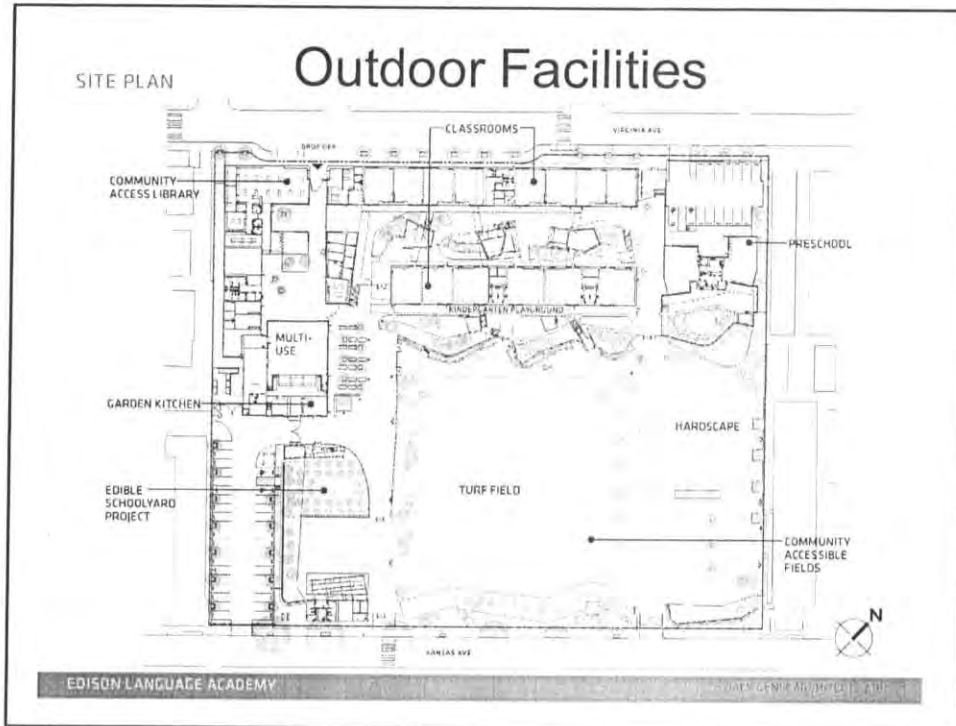
Proposed project

Alternate 1	2508 and 2512 Virginia and added	5.5
Alternate 2	2508 Virginia added	5.2
Alternate 3	Existing campus	4.9

Notes

- (1) SMMUSD ELA, grades 4-5 are loaded at 25
- (2) Per CDE "Guide to School Site Analysis 2000 Edition
- (3) Assume allocation of two residential parcels

Presentation A.24 and A.25
 Adopt Resolution 08-33
 Board of Education Meeting April 23, 2009



Outdoor Facility Worksheet

	Square Feet of Open Space	Change % in Open Space	% Variance from CDE Standards
CDE Standards	227,644	--	--
Existing Campus	171,263	0.0%	-24.8%
Proposed Project Site	178,080	4.0%	-21.8%
Alternate 1	162,953	-4.9%	-28.4%
Alternate 2	152,491	-11.0%	-33.0%

Evaluation of Potential Edison Language Academy Expansion

Board of Education
Staff Presentation
April 23, 2009



The End

Santa Monica Malibu Unified School District

April 23, 2009
Board of Education Meeting
Budget Update

SMMUSD Board of Education Meeting – Budget Update

- Superintendent's Budget Advisory Committee
- Meeting scheduled April 30 at 4:00 at the District Office
- Members include Principals, Teachers, Classified Employees, Department Heads, Union Representation , PTA, FOC, Student Reps
- Charge: to study and review both short and long term budget alternatives for SMMUSD and make recommendations to the Superintendent

SMMUSD Board of Education Meeting – Budget Update

- May 5, 2009 Joint Workshop with FOC
- Using the format of the previous workshop format staff will present information for discussion
- Current status of Budget Projections
 - Recap of suggested Reductions
 - Use of Flexibility Provisions
- Potential Impact of May ballot measures
- Use of one-time Federal Stimulus monies
- Multiyear projections and potential for future reductions

SMMUSD Board of Education Meeting – Budget Update

- Updated Multiyear Projection
- Categorical Flexibility
 - Ending Balance Sweeps
 - Tier III Programs
- Federal Stimulus Dollars

The Working Group Report on Special Education in SMMUSD

Presented on April 23, 2009



Working Group

- Introductions
- Presenters
 - JoDee Moen, SAMOHI Resource Teacher and Department Chair
 - Theresa Harris, Parent of Preschooler, Lincoln Child Development Center
- Superintendent Cuneo convened the 18 member Working Group last Fall.
- The Group consisted of parents, staff and community members who applied for a spot and was Facilitated by the Claros Group.
- The Working Group was asked to make recommendations to the Superintendent regarding Special Education in the District.

Working Group

(Continued)

- The Report is not meant to replace the previous reports on Special Education.
- The 2004 Strategic Plan and the Barber Report should continue to be used as resources as we move into the Implementation Phases.

Working Group

(Continued)

- The Group will reconvene at the request of the Superintendent, to assess progress in the Recommendations.
- Certain Group members may also assist in the Implementation Phases.

Overview of Process

- Ten facilitated Group meetings, each averaging 4 hours in length were held between November 2008 and March 2009.
- Subgroups met separately to draft, refine, and finalize Recommendations.
- Input was solicited from the public at a Town Hall Meeting.

Goals & Recommendations

- The Seven Focus Areas with specific Recommendations and Milestones are:
 1. Inclusion/Integration
 2. Recruitment, Retention and Training of staff
 3. The IEP Process
 4. Equitable Access for All
 5. Communication Systems and the Websites
 6. Early Identification, Assessment and Interventions
 7. Programs

Goal 1: Create a Culture of Inclusion and Integration

Recommendations:

1. Revise the District's current **Policy** of Inclusion and Integration and take steps to ensure its success
2. Hire an **Integration Director** who would be responsible for things such as:
 - a) Managing the Inclusion Specialists across all school sites
 - b) Establishing collaborative classrooms at each school site
 - c) Establishing or expanding programs such as the "buddy" program at each school site
 - d) Implementing programs and trainings geared toward ability awareness
 - e) Bridging the gap between Special Education and General Education
3. **Evaluate Principals** on their success in embracing, upholding and promoting the integration of all children at school sites in job performance evaluations

Goal 2: Recruit, Retain and Train Excellent Special Education Staff

Recommendations:

1. Expedite the **hiring** process
2. Strengthen **recruitment** efforts
3. Conduct **compensation** surveys
4. Maximize **internships** & volunteer opportunities
5. **Reconcile** Personnel Commission, Human Resources & Special Education for current openings

Goal 2: Recruit, Retain and Train Excellent Special Education Staff

(Continued)

6. Develop and conduct **Blind Surveys** and Exit Interviews
7. Distribute district Special Education **Handbook**
8. **Staff Development** for both Special Ed and General Ed Staff
9. **Cross-training** for both Special and General Education Staff
10. Create a Healthy and Positive **Work Environment**
11. **Mentor Program** for new Special Education staff

Goal 3: Improve The IEP Process

Recommendations:

1. Create an **IEP Parent Packet**
2. Conduct annual **IEP training** for both Special and General Ed staff
3. Require that staff running IEP have **direct contact** with the student
4. Require a **district-wide log** for all service providers that is maintained and made available to parents.
5. Hire a Professional **Special Needs Liaison**
6. Create a **Civility Policy** for parents and staff and create an environment that supports (rather than retaliates against) staff who seek to obtain services/accommodation for special education students.
7. Continue collaboration with groups such as the PTA, SEDAC and Malibu Special Ed Foundation to offer **Forums and Speaker Series** on IEP and related subjects.
8. Develop consistent district-wide practices surrounding **Transitional IEP's** and ensure monitoring
9. Incorporate the student services contained in any **Settlement Agreement** into the student's IEP

Goal 4: Ensure Equitable Access

Recommendations:

1. Ensure that all Special Education materials are available in **Spanish**
2. Ensure that **Translators and Bilingual Community Liaisons** assist Special Education parents in the IEP Process
3. **Align goals** and coordinate efforts with Task Force on the Achievement of Students of Color and Communications Task Force
4. Offer culturally responsive **Parent Education Workshops/Training** focused on Special Education
5. Recruit to increase **diversity** in the Parent Resource Network, SEDAC and similar groups

Goal 5: Improve Communication Systems and the Websites

Recommendations:

1. Evaluate the new **Email System** and add necessary features that address the needs of the Special Education population.
2. Ensure new **Student Information System** contains features that address the needs of the Special Education population
3. Redesign the SMMUSD **Websites** to reflect values of Transparency, Information and Inclusion
4. Form a **Communications Task Force** to assist with Phase I of the new Communications Systems.
5. Follow through with the hiring of a **Communications Specialist** who would be responsible for all Communications Systems and Public Communications

Goal 6: Strengthen the Process of Early Identification, Assessment, & Intervention

Recommendations:

1. Establish a formal **Policy** of pro-active early identification
2. Fully develop a district-wide **Response to Intervention (RTI)** program
3. Develop a consistent **Student Success Team (SST)**
4. Publicize an **Intervention contact list** of Staff Members and their roles and publicize the **resources** available to parents

Goal 7: Continuously Improve Program/Instruction

Recommendation: Convene a Special Education Programs Task Force with Charges that Would Include:

1. Inventory and Analyze all district Programs
 - a) Range of services across eligibilities and grades
 - b) Evaluate Programs for Strengths and Weaknesses, Cost Effectiveness
2. Develop Program development processes and procedures
3. Invest in cost-effective Programs

Questions